

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

**Winstar v. Lucent**  
Adversary Proceeding #01-01063-JBR

Tab	Date	Adv. Docket No.	Description of Item
1	04/18/2001	1	COMPLAINT for Injunctive Relief [Filed by Karen C. Bifferato, Atty./PLAINTIFF]
2	04/18/2001	2	MOTION for Preliminary Injunction [Filed by Karen C. Bifferato, Atty./PLAINTIFF] Re: Item # 1
3	04/18/2001	3	MEMORANDUM of Law in Support of Motion for Preliminary Injunction [Filed by Karen C. Bifferato, Atty./PLAINTIFF] Re: Item # 2, [ID]
4	04/18/2001	4	AFFIDAVIT of David W. Ackerman , [ID]
5	04/18/2001	5	AFFIDAVIT of Richard J. Uhl , [ID]
6	04/23/2001	6	EXHIBITS to Affidavit of David W. Ackerman Re: Item # 4
7	04/30/2001	7	STIPULATION AND ORDER [PROPOSED] Regarding Pre-Hearing Schedule [Filed by Karen C. Bifferato, Atty /PLAINTIFF and Paul N Heath, Atty./DEFENDANT]
8	05/02/2001	8	MOTION for Admission Pro Hac Vice of Werner L. Polak [Filed by Henry E. Gallagher, Jr., Atty./PLAINTIFF] [
9	05/02/2001	9	MOTION for Admission Pro Hac Vice of Sandra Y. Nishikawa [Filed by Henry E Gallagher, Atty./PLAINTIFF]
10	05/02/2001	10	MOTION for Admission Pro Hac Vice of Roland Schroeder [Filed by Henry E. Gallagher, Atty./PLAINTIFF]
11	05/02/2001	11	SUMMONS and Notice of Pre-Trial Conference on A Date to Be Determined Re: Item # 1
12	05/04/2001	12	ORDER Signed and Located in Original Document Regarding Pre-Hearing Schedule Re: Item # 7
13	05/04/2001	13	COURT'S Letter Regarding Scheduling Re: Item # 12
14	05/04/2001	14	CERTIFICATE of Service Re: Item # 11
15	05/07/2001	15	ORDER Signed and Located in Original Document Granting Admission Pro Hac Vice of Werner L. Polak Re: Item # 8
16	05/07/2001	16	ORDER Signed and Located in Original Document Granting Admission Pro Hac Vice of Sandra Y. Nishikawa Re: Item # 9
17	05/07/2001	17	ORDER Signed and Located in Original Document Granting Admission Pro Hac Vice of Roland Schroeder Re: Item # 10
18	05/08/2001	18	AFFIDAVIT of Service Re: Item # 1 through 5, and #11
19	05/17/2001	19	NOTICE of Service Regarding Discovery [Filed by Henry E. Gallagher, Jr , Atty./PLAINTIFF]
20	05/21/2001	20	MOTION to Dismiss Certain Claims of the Complaint [Filed by Daniel J DeFranceschi, Atty./DEFENDANT]
21	05/21/2001	21	BRIEF in Support of Motion to Dismiss Certain Claims [Filed by Daniel J. DeFranceschi, Atty./DEFENDANT] Re: Item # 20
22	05/21/2001	22	MOTION to Stay Preliminary Injunction Proceedings Pending Adjudication of Motion to Dismiss and Plaintiff's Right to Assume Prepetition Agreements [Filed by Daniel J. DeFranceschi, Atty./DEFENDANT] Re: Item # 2
23	05/21/2001	23	EMERGENCY Motion to Shorten Notice of Motion to Stay Preliminary Injunction Proceedings [Filed by Daniel J. DeFranceschi, Atty./DEFENDANT] Re: Item # 22
24	05/22/2001	24	COUNSEL'S Letter Regarding Defendant's Request to Extend Pre-Hearing Schedule [Filed by Henry E. Gallagher, Jr., Atty./PLAINTIFF]

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25	05/24/2001	25	MEMORANDUM of Law in Opposition to Emergency Motion to Shorten Notice and in Opposition to Motion to Stay Preliminary Injunction Proceedings [Filed by Stanley C. Macel, III, Atty./PLAINTIFF] Re: Item # 22
26	05/30/2001	26	REPLY Brief in Support of Motion to Stay Preliminary Injunction Proceedings [Filed by Daniel J. DeFranceschi, Atty./DEFENDANT] Re: Item # 22
27	06/01/2001	27	COUNSEL'S Letter Requesting Emergency Order Regarding Disclosure of Confidential Documents [Filed by Daniel J. DeFranceschi, Atty./DEFENDANT]
28	06/01/2001	28	COUNSEL'S Letter in Response to Letter Regarding Disclosure of Confidential Documents [Filed by Stanley C. Macel, III, Atty./PLAINTIFF] Re: Item # 27
29	06/04/2001	29	ORDER Denying Motion to Stay Preliminary Injunction Pending Adjudication of Motion to Dismiss Re: Item # 22
30	06/04/2001	30	ORDER Regarding Pre-Hearing Schedule Re: Item # 24
31	06/04/2001	31	NOTICE of Service Regarding Discovery [Filed by Paul N. Heath, Atty./DEFENDANT]
32	06/04/2001	32	NOTICE of Service Regarding Discovery [Filed by Paul N. Heath, Atty./DEFENDANT]
33	06/05/2001	33	MEMORANDUM Order Requiring Plaintiff to Advise Defendant of Identity of Employees to Receive Confidential Information and Specific Information and/or Document to be Disclosed Prior to Disclosure Re: Item # 27
34	06/06/2001	34	MEMORANDUM of Law in Opposition to Motion to Dismiss Certain Claims [Filed by Henry E. Gallagher, Jr., Atty./PLAINTIFF] Re: Item # 20
35	06/08/2001	35	AFFIDAVIT of Service Re: Item # 29
36	06/12/2001	36	MOTION To Extend Time. [Filed by Stanley C. Macel, III, Atty./PLAINTIFFS].
37	06/12/2001	37	NOTICE of Motion Re: Item # 36
38	06/12/2001	38	REPLY Brief In Support Of Motion To Dismiss Certain Claims [Filed by Daniel DeFranceschi, Atty./DEFENDANT]. Re: Item # 20
39	07/10/2001	39	LETTER Stating That Unless Instructed Otherwise, Lucent Does Not Plan To Respond To The Papers Filed by The Plaintiffs. [Filed by Daniel J. DeFranceschi] Re: Item # 36
40	07/10/2001	40	REQUEST For Oral Argument Regarding Its Motion To Dismiss Certain Claims [Filed by Daniel DeFranceschi, Atty./DEFENDANTS]. Re: Item # 20
41	07/10/2001	41	STIPULATION And [Proposed] Protective Order. [Filed by Henry E. Gallagher, Jr. Atty./PLAINTIFFS And Daniel DeFranceschi, Atty./DEFENDANT].
42	07/10/2001	42	AFFIDAVIT of Service Re: Item # 33
43	07/10/2001	43	STIPULATION And [Proposed] Order Extending Protective Order To Documents Produced In Response To Subpoena Duces Tecum. [Filed by Werner L. Polak, Atty./PLAINTIFFS, Daniel Slifkin, Atty./DEFENDANT, Steven M. Haber, Atty./NON-PARTY GRANT THORNTON LLP].
44	07/19/2001	44	ORDER Signed and Located in Original Document Re: Item # 41
45	07/19/2001	45	CONSENTED to Order [Signed]. [Scheduling].
46	07/19/2001	46	ORDER Signed and Located in Original Document Extending Protective Order Re: Item # 43
47	08/06/2001	47	Motion to Appear pro hac vice of Olav A. Haazen, Esq. Filed by Stanley C. Macel, III, Esq.
48	08/21/2001	48	Order Granting Motion To Appear pro hac vice (Related Doc # 47)
49	08/24/2001	49	Motion to Compel [Motion of the Official Committee of Unsecured Creditors for an Order to Intervene in the Adversary Proceeding] Filed by Creditors Committee.
50	09/18/2001	50	Certificate of No Objection Filed by Creditors Committee (related document(s)49)
51	09/25/2001	51	Order Authorizing The Creditors Committee to Intervene in the Adversary Proceeding Signed on 9/20/2001 (related document(s)49).

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52	10/26/2001	52	Notice of Withdrawal Letter to Judge Farnan regarding Notice of Withdrawal of Motion for Preliminary Injunction Filed by WINSTAR COMMUNICATIONS, INC.
53	10/26/2001	53	Notice of Withdrawal of Preliminary Injunction Filed by WINSTAR COMMUNICATIONS, INC.
54	10/26/2001	54	First Amended Complaint Filed by WINSTAR COMMUNICATIONS, INC.
55	11/06/2001	55	Stipulation By LUCENT TECHNOLOGIES, INC. and Between Winstar Communications, et al. (plaintiffs) Filed by LUCENT TECHNOLOGIES, INC. (related document(s)54).
56	12/05/2001	56	Limited Motion to Dismiss Adversary Proceeding [Motion to Dismiss Certain Claims of Plaintiffs' First Amended Complaint] Filed by LUCENT TECHNOLOGIES, INC.
57	12/05/2001	57	Memorandum of Law in Support of Lucent's Motion to Dismiss Certain Claims of Plaintiffs' First Amended Complaint - [Re: Docket No. 56] Filed by LUCENT TECHNOLOGIES, INC.
58	01/18/2002	58	Memorandum of Law In Opposition to Motion of Lucent Technologies, Inc. to Dismiss Certain Claims of Plaintiffs' First Amended Complaint Filed by WINSTAR COMMUNICATIONS, INC.
59	02/12/2002	59	Notice of Appearance in Adversary Proceeding Filed by pro se Aspen Advisors, LLC.
60	02/15/2002	60	Brief Reply Brief in Support of Lucent's Motion to Dismiss Certain Claims of Plaintiffs' First Amended Complaint Filed by LUCENT TECHNOLOGIES, INC
61	03/19/2002	61	Notice of Filing Notice of Completion of Briefing on Defendant's Motion to Dismiss Filed by LUCENT TECHNOLOGIES, INC.
62	06/21/2002	62	Order signed on 6/19/2002 Reassigning Case To The Honorable John C Akard.
63	06/21/2002	63	Order signed on 6/20/2002 Setting PreTrial Before The Honorable Ronald Barlant On 7/12/02 @ 11:30 A.M.
64	07/03/2002	64	Notice of Appearance in Adversary Proceeding Filed by Christine Shubert.
65	07/11/2002	65	Notice of Agenda of Matters Scheduled for Hearing Filed by Christine Shubert.
66	07/15/2002	66	Proposed Scheduling Order Filed by Christine Shubert. (Rennie, Sheldon) (Entered: 07/15/2002)
67	07/17/2002	67	Notice of Withdrawal of Appearance Filed by Connolly Bove Lodge & Hutz LLP.
68	07/30/2002	68	Order signed on 7/25/2002 Recusing The Honorable John C Akard From Hearing All Matters Pertaining To This Adversary. This Adversary Is Being Transferred To The Honorable Ronald Barlant.
69	09/27/2002	69	Amended Complaint and Jury Demand (Second) Filed by Christine Shubert.
70	10/28/2002	70	Motion to Dismiss Adversary Proceeding Motion of Lucent Technologies Inc to Dismiss Certain claims of the Second Amended Complaint Filed by LUCENT TECHNOLOGIES, INC
71	10/28/2002	71	Memorandum of Law Memorandum in Support of Lucent's Motion to Dismiss Certain Claims of the Second Amended Complaint Filed by LUCENT TECHNOLOGIES, INC. (related document(s)70).
72	11/18/2002	72	Stipulation By LUCENT TECHNOLOGIES, INC and Between Plaintiffs Filed by LUCENT TECHNOLOGIES, INC.
73	11/26/2002	73	Memorandum of Law in Opposition to Motion to Dismiss Certain Claims of the Second Amended Complaint Filed by Christine Shubert.
74	12/17/2002	74	Reply Brief in Support of Lucent's Motion to Dismiss Certain Claims of the Second Amended Complaint Filed by LUCENT TECHNOLOGIES, INC. (related document(s)73).

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75	01/02/2003	75	Notice of Completion of Briefing on Defendant's Motion to Dismiss Filed by LUCENT TECHNOLOGIES, INC.. )
76	02/24/2003	76	Notice of Agenda of Matters Scheduled for Hearing (Telephonic Hearing) Filed by Christine Shubert. Hearing scheduled for 3/4/2003 at 03:00 PM
77	03/10/2003	77	Certification of Counsel Regarding Scheduling Order Filed by Christine Shubert
78	03/14/2003	78	Scheduling Order. Signed on 3/13/2003 (related document(s)77)
79	03/18/2003	79	Certificate of Service Notice of Service Filed by Christine Shubert.
80	04/22/2003	80	Notice of Service of Discovery Re: Defendant's Responses and Objections to Plaintiff's First Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC.
81	04/22/2003	81	Notice of Service of Discovery Re: Defendant's Responses and Objection to Plaintiff's Second Request for Production of Documents Filed by LUCENT TECHNOLOGIES, INC
82	05/05/2003	82	Notice of Intended Ruling Concerning Defendant's Motion to Dismiss Parts of the Second Amended Complaint (related document(s)70 ).
83	05/20/2003	83	Certificate of Service of Plaintiff's Third Request for the Production of Documents, Plaintiff's Second Set of Interrogatories, Plaintiff's Responses to Defendant's First Set of Interrogatories Nos. 1-7, Plaintiff's Responses to Defendant's Second Request for the Production of Documents, Notice of Subpoenas to Deborah Harris and Nina Aversano, Notice of Deposition of Deborah Hopkins, Notice of Deposition to Michael Montemarano, Notice of Deposition of Elizabeth Perricone, and Notice of Deposition of Paul Hayes on May 16, 2003 Filed by Christine Shubert.
84	05/29/2003	84	Opinion Concerning Motion To Dismiss Second Amended Complaint(related document(s)70)
85	05/29/2003	85	Order Granting in Part, Denying in Part Motion of Lucent Technologies Inc to Dismiss Certain Claims of the Second Amended Complaint (Related Doc # 70)
86	06/05/2003	86	Stipulation and [Proposed] Order Between LUCENT TECHNOLOGIES, INC. and Christein C. Shuber, Chapter 7 Trustee Filed by LUCENT TECHNOLOGIES, INC..
87	06/06/2003	87	Order Granting Stipulation (Related Doc # 86)
88	06/06/2003	88	Affidavit/Declaration of Service of Rebecca V. Childs Re: Docket No. 87 (Signed Stipulation and Proposed Order) (related document(s)87 ) Filed by LUCENT TECHNOLOGIES, INC.
89	06/09/2003	89	Motion to Reconsider the Court's May 29, 2003 Order Filed by Christine Shubert
90	06/10/2003	90	Notice of Service of Motion for Reconsideration and Memorandum of Law in Support of Motion for Reconsideration and Declaration of David King Filed by Christine Shubert.
91	06/10/2003	91	Notice of Service Filed by Christine Shubert
92	06/18/2003	92	Stipulation and Order Between Christine Shubert and Lucent Technologies, Inc.. Filed by Christine Shubert.
93	06/18/2003	93	Notice of Service Re: Defendant's Responses and Objections to Plaintiff's Third Request for the Production of Documents and Defendant's Responses and Objections to Plaintiff's Second Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC.
94	06/30/2003	94	Answer to Amended Complaint Answer and Counterclaims of Defendant Lucent Technologies Inc to Second Amended Complaint (related document(s)69 )v, Counterclaim by LUCENT TECHNOLOGIES, INC against WINSTAR COMMUNICATIONS, INC. Filed by LUCENT TECHNOLOGIES, INC.
95	06/30/2003	95	Memorandum of Law in Opposition to Plaintiff's Motion For Reconsideration (related document(s)89 ) Filed by LUCENT TECHNOLOGIES, INC.
96	07/07/2003	96	Notice of Service Re: Defendant's Supplemental Responses to Plaintiff's Second Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC.
97	07/09/2003	97	Notice of Service Filed by Christine Shubert.

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98	07/09/2003	98	Reply Memorandum of Law in Support of Motion for Reconsideration Filed by Christine Shubert
99	07/15/2003	99	Answer to Complaint with Counterclaim and Jury Demand Filed by Christine Shubert
100	07/25/2003	100	Notice of Completion of Briefing on Motion of Plaintiff for Reconsideration of the Court's May 9, 2003 Order Filed by Christine Shubert.
101	08/04/2003	101	Certification of Counsel Re Docket Nos 84 and 85 Filed by LUCENT TECHNOLOGIES, INC.
102	08/07/2003	102	Memorandum Opinion Concerning Motion for Reconsideration Signed on August 7, 2003 (related document(s) 85, 89).
103	08/07/2003	103	Amended Order Concerning Motion to Dismiss Order Signed on 8/7/2003 (related document(s) 102, 89, 85).
104	08/08/2003	104	Notice of Service Re: Defendant's Responses and Objections to Plaintiff's Fourth Request for the Production of Documents Filed by LUCENT TECHNOLOGIES, INC.
105	08/18/2003	105	Amended Answer to Complaint Amended Answer and Counterclaims of Defendant Lucent Technologies Inc. to the Second Amended Complaint, Counterclaim by LUCENT TECHNOLOGIES, INC. against all plaintiffs Filed by LUCENT TECHNOLOGIES, INC.
106	08/21/2003	106	Notice of Service of Discovery Re: Defendant's Third Request for the Production of Documents, Defendant's Second Set of Interrogatories to Plaintiff Nos 8-11, Defendant's First Set of Requests for Admission, Notice of Deposition of Paul Lang, Notice of Deposition of Charles Persing and Notice of Nonparty Discovery Filed by LUCENT TECHNOLOGIES, INC
107	08/21/2003	107	Notice of Service of Discovery Re: Notice of Nonparty Discovery Filed by LUCENT TECHNOLOGIES, INC.
108	10/09/2003	108	Motion to Quash a Subpoena (s) Served by Lucent Technologies Inc. on Chase Manhattan Bank, Citigroup, The Bank of New York, Credit Suisse First Boston, CIBC, and BNY Capital Markets, Inc. and for Protective Order Filed by Christine Shubert (Attachments: # 1 Memorandum of Law# 2 Declaration of Stephen M. Rathkopf# 3 Declaration of David R. King# 4 Exhibit A to Declaration of David R. King# 5 Exhibit B to Declaration of David R. King# 6 Exhibit C to Declaration of David R. King# 7 Exhibit D to Declaration of David R. King# 8 Exhibit E to Declaration of David R. King# 9 Exhibit F to Declaration of David R. King# 10 Proposed Form of Order
109	10/13/2003	109	Affidavit/Declaration of Service of Peter Nathania in Support of Plaintiff Christine C. Shubert's Motion to Quash Subpoenas for Protective Order (related document(s)108 ) Filed by Christine Shubert
110	10/20/2003	110	Motion for Protective Order Filed by Christine Shubert (Attachments: # 1 Memorandum of Law# 2 Declaration of David R. King# 3 Exhibit A to Declaration of David R. King# 4 Exhibit B to Declaration of David R. King# 5 Exhibit C to Declaration of David R. King# 6 Exhibit D to Declaration of David R. King# 7 Exhibit E to Declaration of David R. King# 8 Declaration of George J. Wade# 9 Proposed Form of Order
111	10/20/2003	111	Memorandum of Law in Opposition to Motion of Plaintiff Christine C. Shubert to Quash Subpoenas Served by Lucent Technologies Inc. on Chase Manhattan Bank, Citigroup, The Bank of New York, Credit Suisse First Boston, CIBC, and BNY Capital Markets, Inc. and For Protective Order Filed by LUCENT TECHNOLOGIES, INC.
112	10/23/2003	112	Notice of Service Defendant's Responses and Objections to Plaintiff's Fifth Request for Production of Documents Filed by LUCENT TECHNOLOGIES, INC.
113	10/23/2003	113	Exhibit Application of Lucent Technologies, Inc. for Oral Argument (related document(s)108 ) Filed by LUCENT TECHNOLOGIES, INC.

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114	10/23/2003	114	Proposed Scheduling Order Amended Scheduling Order Re: Docket No 78 Filed by LUCENT TECHNOLOGIES, INC.
115	10/28/2003	115	Order Approving Amended Scheduling Order. Order Signed on 10/28/2003 (related document(s)78 ).
116	10/30/2003	116	Stipulation Regarding Briefing Schedule Between LUCENT TECHNOLOGIES, INC. and Christine C. Shubert as Chapter 7 Trustee Filed by LUCENT TECHNOLOGIES, INC.
117	11/03/2003	117	Brief in Further Support of Motion to Quash Subpoenas Served by Lucent Technologies Inc. on Chase Manhattan Bank, Citigroup, The Bank of New York, Credit Suisse First Boston, CIBC, and BNY Capital Markets, Inc and for Protective Order Filed by Christine Shubert
118	11/03/2003	118	Order Approving Stipulation Regarding Briefing Schedule. Order Signed on 11/3/2003 (related document(s)116 ).
119	11/06/2003	119	Memorandum of Law of Defendant Lucent Technologies Inc. in Opposition to Plaintiff Christine C. Shubert's Motion for Protective Order Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Declaration of Lillian S. Grossbard# 2 Exhibit A of Declaration# 3 Exhibit B of Declaration# 4 Exhibit C of Declaration (Part I)# 5 Exhibit C of Declaration (Part II)# 6 Exhibit C of Declaration (Part III)# 7 Exhibit D of Declaration# 8 Compendium of Unreported Decisions Cited in Memorandum of Law
120	11/11/2003	120	Amended Reply /Amended Stipulation Regarding Briefing Schedule (related document(s)108 ) Filed by Christine Shubert (Rennie, Sheldon)
121	11/12/2003	121	Motion for Leave to File Reply Motion of Lucent Technologies Inc. for Leave to File Surreply in Response to Plaintiff's Reply (related document(s)111, 117, 108 ) Filed by LUCENT TECHNOLOGIES, INC. (related document(s)111, 117, 108 ) (Attachments: # 1 Exhibit A-Surreply# 2 Declaration of Lillian Grossbard# 3 Unreported Opinions# 4 Exhibit B-Proposed Order
122	11/20/2003	122	Reply Motion for Protective Order Plaintiff's Reply Brief in Further Support of Motion for Protective Order (related document(s)110 ) Filed by Christine Shubert (related document(s)110).
123	11/24/2003	123	Letter (related document(s)121 ) Filed by Christine Shubert
124	11/24/2003	124	Proposed Order RE: Stipulation and (Proposed) Order Extending Protective Order to Documents Produced by Non-Party Grant Thornton LLP in Response to Defendant's Subpoena in an Adversary Proceeding Dated October 10, 2003 Filed by LUCENT TECHNOLOGIES, INC.
125	11/26/2003	125	Proposed Scheduling Order SECOND AMENDED SCHEDULING ORDER Filed by LUCENT TECHNOLOGIES, INC.
126	11/26/2003	126	Order and Stipulation Extending Protective Order to Documents Produced by Non-Party Grant Thornton LLP in Response to Defendant's Subpoena in an Adversary Proceeding Dated October 10, 2003. (related document(s)124 )
127	12/02/2003	127	Second Amended Scheduling Order Order Signed on 12/1/2003 (related document(s)125, 118 ).
128	12/03/2003	128	Notice of Service Re: Defendant's Responses and Objections to Plaintiff's Sixth Request for the Production of Documents and Defendant's Responses and Objections to Plaintiff's Third Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC. (
129	12/05/2003	129	Notice of Hearing APPLICATION OF LUCENT TECHNOLOGIES INC. FOR ORAL ARGUMENT Filed by LUCENT TECHNOLOGIES, INC..
130	12/17/2003	130	Notice of Hearing Re: Application of Lucent Technologies Inc. for Oral Argument [Docket Nos. 113 and 129, respectively] Filed by LUCENT TECHNOLOGIES, INC.
131	12/18/2003	131	Notice of Agenda of Matters Scheduled for Hearing Filed by LUCENT TECHNOLOGIES, INC.

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132	12/18/2003	132	Notice of Service Re: Defendant's Third Set of Interrogatories to Plaintiff Nos. 12-13 Filed by LUCENT TECHNOLOGIES, INC.
133	12/18/2003	133	(WITHDRAWN 1/6/04-SEE DOCKET #135) Notice of Voluntary Dismissal NOTICE OF STIPULATION AND VOLUNTARY DISMISSAL WITH PREJUDICE OF COMPLAINT Filed by LUCENT TECHNOLOGIES, INC.
134	12/19/2003	134	Amended Notice of Agenda of Matters Scheduled for Hearing on December 30, 2003 at 9:30 a.m. Filed by LUCENT TECHNOLOGIES, INC.
135	01/06/2004	135	Notice of Withdrawal re: Notice and Stipulation of Voluntary Dismissal with Prejudice of Complaint (related document(s)133 ) Filed by LUCENT TECHNOLOGIES, INC.
136	01/12/2004	136	Memorandum Decision on Motion of Plaintiff Christine C. Shubert to Quash Subpoenas by Lucent Technologies Inc. on Chase Manhattan Bank, Citigroup, The Bank of New York, Credit Suisse First Boston, CIBC, and BNY Capital Markets, Inc. and for Protective Order (related document(s)108) -
137	01/12/2004	137	Order Quashing Subpoenas and Granting Protective Relief Order
138	01/12/2004	138	Memorandum of Decision on Plaintiff Christine C. Shubert's Motion for Protective Order
139	01/12/2004	139	Order Granting Protective Relief
140	02/05/2004	140	Notice of Service re: Defendant's Responses and Objections to Plaintiff's Seventh Request for Production of Documents Filed by LUCENT TECHNOLOGIES, INC.
141	02/11/2004	141	Motion to Strike Objections Filed by Christine Shubert. (Attachments: # 1 Memorandum in support of Motion to Strike Lucent's Objection to Deposition Testimony# 2 Declaration Part 1# 3 Declaration Part 2# 4 Proposed Form of Order)
142	02/16/2004	142	Certificate of Service Filed by Christine Shubert
143	02/23/2004	143	Memorandum of Law /Memorandum of Defendant Lucent Technologies Inc. in Opposition to Plaintiff's Motion to Strike Lucent's Objection to Deposition Testimony Filed by LUCENT TECHNOLOGIES, INC.
144	02/23/2004	144	Affidavit /Declaration of Lillian S. Grossbard in Support of the Memorandum of Defendant Lucent Technologies Inc. in Opposition to Plaintiff's Motion to Strike Lucent's Objection to Deposition Testimony (related document(s)143 ) Filed by LUCENT TECHNOLOGIES, INC.
145	03/01/2004	145	Notice of Service Declaration of Service of K. Kaplan re: Notice of Nonparty Discovery Filed by LUCENT TECHNOLOGIES, INC..
146	03/01/2004	146	Stipulation and Order Extending Briefing Schedule Between LUCENT TECHNOLOGIES, INC and Winstar Communications, Inc., et al.. Filed by LUCENT TECHNOLOGIES, INC
147	03/01/2004	147	Stipulation and [Proposed] Order Extending Protective Order to Testimony Provided by Gary Goldman in Response to Defendant's Subpoena Dated February 12, 2004 and Plaintiff's Subpoena Dated February 12, 2004 As Well As To Any Other Testimony or Discovery Provided by Non-Party Grant Thornton LLP or Any of Its Personnel in Response to any Other Subsequent Subpoenas Served by the Parties in this Matter Between LUCENT TECHNOLOGIES, INC and Winstar Communications, Inc., et al.. Filed by LUCENT TECHNOLOGIES, INC.
148	03/04/2004	148	Reply Brief Plaintiff's Reply Brief in Further Support of Motion to Strike Lucent's Objection to Deposition Testimony (related document(s)141 ) Filed by Christine Shubert
149	03/04/2004	149	Certificate of Service Filed by Christine Shubert
150	03/09/2004	150	Order Approving Stipulation and Order Extending Briefing Schedule. Order Signed on 3/8/2004 (related document(s)146 ).

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151	03/09/2004	151	Order Approving Stipulation and [Proposed] Order Extending Protective Order to Testimony Provided by Gary Goldman in Response to Defendant's Subpoena Dated February 12, 2004 and Plaintiff's Subpoena Dated February 12, 2004 As Well As to Any Other Testimony or Discovery Provided by Non-Party Grant Thornton LLP or Any of Its Personnel in Response to Any Other Subsequent Subpoenas Served by the Parties in This Matter Order Signed on 3/8/2004 (related document(s)147 ).
152	03/09/2004	152	Notice of Completion of Briefing on Plaintiff's Motion to Strike Lucent's Objection to Deposition Testimony Filed by Christine Shubert.
153	03/25/2004	153	Order Striking Defendant Lucent's Objection to Deposition Testimony (related document(s)141 ).
154	03/25/2004	154	Motion to Compel Motion of Defendant Lucent Technologies Inc. to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos 12 and 13 Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Memorandum in Support# 2 Declaration of Lillian S. Grossbard# 3 Exhibit 1# 4 Exhibit 2# 5 Exhibit 3# 6 Exhibit 4# 7 Exhibit 5# 8 Exhibit 6#
155	03/26/2004	155	Motion for Leave Motion of Defendant Lucent Technologies Inc. for Leave to File a Motion to Amend Its Counterclaims Filed by LUCENT TECHNOLOGIES, INC...
156	03/26/2004	156	Amended Answer to Complaint Second Amended Answer and Counterclaims of Defendant Lucent Technologies Inc. to the Second Amended Complaint, Counterclaim by LUCENT TECHNOLOGIES, INC. against all plaintiffs Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Motion for Leave to Amend Its Counterclaims# 2 Declaration of L. Grossbard in Support of Motion# 3 Exhibit 1 Part 1 of 5# 4 Exhibit 1 Part 2 of 5# 5 Exhibit 1 Part 3 of 5# 6 Exhibit 1 Part 4 of 5# 7 Exhibit 1 Part 5 of 5# 8 Exhibit 2# 9 Exhibit 3# 10 Exhibit 4 Part 1 of 2# 11 Exhibit 4 Part 2 of 2# 12 Exhibit 5# 13 Exhibit 6# 14 Exhibit 7# 15 Exhibit 8# 16 Exhibit 9# 17 Exhibit 10# 18 Exhibit 11# 19 Exhibit 12# 20 Memorandum in Support of Motion)
157	03/30/2004	157	Motion for Protective Order Barring 30(b)(6) Deposition Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Proposed Form of Order # 2 Memorandum -- Part 1# 3 Memorandum -- Part 2# 4 Declaration of Lillian S. Grossbard -- Part 1# (5) of Lillian S. Grossbard -- Part 2)
158	03/31/2004	158	Affidavit/Declaration of Service (related document(s)157 ) Filed by LUCENT TECHNOLOGIES, INC.
159	03/31/2004	159	Affidavit/Declaration of Service [SUPPLEMENTAL] (related document(s) 157 ) Filed by LUCENT TECHNOLOGIES, INC.
160	03/31/2004	160	Request to Change Filing Date of Motion to Compel Motion of Defendant Lucent Technologies Inc. to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos 12 and 13 to MARCH 22, 2004. Filed by LUCENT TECHNOLOGIES, INC. (related document(s)154 ).
161	03/31/2004	161	Notice of Service of Defendant's Responses and Objections to Plaintiff's Eighth Request for the Production of Documents and Defendant's Amended and Supplemental Responses and Objections to Plaintiff's Third Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC.
162	04/06/2004	162	Plaintiff's Memorandum of Law In Opposition To Defendant's Motion to Compel the Trustee To Respond In Full To Defendant's Interrogatory Nos. 12 and 13 (related document(s)154 ) Filed by Christine C. Shubert
163	04/06/2004	163	Declaration of David R. King In Opposition to Defendant's Motion to Compel the Trustee to Respond In Full to Defendant's Interrogatory Nos 12 and 13 (related document(s)162, 154 ) Filed by Christine C. Shubert
164	04/06/2004	164	Certificate of Service (related document(s)162, 163 ) Filed by Christine C. Shubert

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

165	04/07/2004	165	Notice of Service Re: Defendant's Third Set of Requests for Admissions, Defendant's Fifth Request for the Production of Documents, and Defendant's Fifth Set of Interrogatories to Plaintiff No. 23 Filed by LUCENT TECHNOLOGIES, INC. (
166	04/07/2004	166	Notice of Service Re: Defendant's Responses and Objections to Plaintiff's Ninth Request for the Production of Documents and Defendant's Responses and Objections to Plaintiff's First Request for Admissions Filed by LUCENT TECHNOLOGIES, INC.
167	04/08/2004	167	Letter in Response to Lucent's Motion for Leave to File a Second Amended Answer and Counterclaims (related document(s)155 ) Filed by Christine C Shubert
168	04/09/2004	168	(WITHDRAWN 4/22/04 - SEE DOCKET #174) Motion for Protective Order and Related Documents Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Memorandum of Law# 2 Affidavit of Kelly A. Rocco# 3 Affidavit of Paul C. Saunders with Exhibits 1 & 2# 4 Exhibit 3 to Affidavit of Paul C. Saunders# 5 Exhibit 4 to Affidavit of Paul C. Saunders# 6 Exhibits 5 through 11 to Affidavit of Paul C. Saunders# 7 Exhibit 12 to Affidavit of Paul C. Saunders# 8 Exhibit 13 to Affidavit of Paul C. Saunders
169	04/12/2004	169	Memorandum of Law in opposition to Lucent's motion for a protective order barring 30(b)(6) deposition Filed by Christine C. Shubert
170	04/12/2004	170	Memorandum/Brief Declaration of David R. King in opposition to defendants motion for a protective order barring 30(b)(6) deposition (related document(s)169 ) Filed by Christine C. Shubert
171	04/12/2004	171	Reply Memorandum of Law of Defendant Lucent Technologies Inc. in Support of its Motion to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos. 12 and 13 (related document(s)162, 154 ) Filed by LUCENT TECHNOLOGIES, INC.
172	04/15/2004	172	Notice of Completion of Briefing on Defendant's Motion to Compel [Re: Docket Nos. 154, 162, 163 and 171] Filed by LUCENT TECHNOLOGIES, INC..
173	04/19/2004	173	Memorandum of Law Reply Memorandum of Law of Defendant Lucent Technologies, Inc. in Support of its Motion for Protective Order Barring 30(b)(6) Deposition Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Declaration of L. Grossbard# 2 Exhibit 10# 3 Exhibit 11# 4 Exhibit 12# 5 Exhibit 13# 6 Exhibit 14# 7 Exhibit 15
174	04/22/2004	174	Notice of Withdrawal of Motion of Defendant Lucent Technologies, Inc. for a Protective Order Quashing the Subpoenas Issued to Paul C. Saunders, Esq , Cravath, Swaine & Moore LLP and PricewaterhouseCoopers LLP and Precluding the Trustee from Taking Further Discovery Regarding an Internal Investigation Conducted by Lucent's Outside Counsel in 2000 (related document(s)168 ) Filed by LUCENT TECHNOLOGIES, INC.
175	04/23/2004	175	Proposed Scheduling Order (THIRD AMENDED) Filed by LUCENT TECHNOLOGIES, INC.
176	04/27/2004	176	Hearing Held/Court Sign-In Sheet (related document(s)134 )
177	04/27/2004	177	Order Denying Third Amended Scheduling Order. (related document 175).
178	04/28/2004	178	Notice of Service re: Defendant's Responses and Objections to Plaintiff's Tenth Request for the Production of Documents Filed by LUCENT TECHNOLOGIES, INC.
179	04/28/2004	179	Notice of Service re: Defendant's Additional Supplemental Response to Interrogatory No. 1 of Plaintiff's Third Set of Interrogatories Filed by LUCENT TECHNOLOGIES, INC.
180	04/29/2004	180	Certification of Counsel (related document(s)156, 155 ) Filed by LUCENT TECHNOLOGIES, INC.
181	04/30/2004	181	Order Granting Defendant Lucent Technologies Inc 's Motion for Leave to File a Motion to Amend its Counterclaims. (Related Doc # 155)

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

182	04/30/2004	182	Joint Motion to Reconsider [Proposed] Third Amended Scheduling Order or For Order Extending Summary Judgment Briefing Filed by LUCENT TECHNOLOGIES, INC...
183	04/30/2004	183	Letter (related document(s)182 ) Filed by LUCENT TECHNOLOGIES, INC.
184	05/03/2004	184	Affidavit Second Supplemental Declaration of Lillian S. Grossbard in Support of Motion of Defendant Lucent Technologies Inc. for Protective Order Barring 30(b)(6) Deposition Filed by LUCENT TECHNOLOGIES, INC.
185	05/03/2004	185	Letter Filed by LUCENT TECHNOLOGIES, INC.
186	05/05/2004	186	Motion for Leave Motion of Defendant Lucent Technologies Inc for Leave to File Memorandum of Law Exceeding Page Limitation Filed by LUCENT TECHNOLOGIES, INC...
187	05/05/2004	187	(WITHDRAWN 5/19/04 - SEE DOCKET #199) Motion for Leave Motion of Defendant Lucent Technologies Inc. to Take the Deposition of Michael Montemarano Filed by LUCENT TECHNOLOGIES, INC.. (Attachments: # 1 Memorandum in Support of Motion# 2 Declaration of Lillian S Grossbard# 3 Exhibit A# 4 Exhibit B# 5 Exhibit C# 6 Exhibit D
188	05/07/2004	188	Third Amended Scheduling Order. (related document 182).
189	05/07/2004	189	Supplemental Certification of Counsel (related document(s)156, 155 ) Filed by LUCENT TECHNOLOGIES, INC.
190	05/07/2004	190	Affidavit Declaration Of David R. King In Opposition To Defendants Motion For Leave To File Memorandum Of Law Exceeding Page Limitation Filed by Christine Shubert
191	05/07/2004	191	Affidavit/Declaration of Service of Heidi L. Brison (related document(s)188 ) Filed by LUCENT TECHNOLOGIES, INC.
192	05/11/2004	192	Order Granting Defendant Lucent Technologies Inc.'s Motion for Leave to Amend its Counterclaims. (related document(s)156, 155 )
193	05/11/2004	193	Order Authorizing Defendant Lucent Technologies Inc. to File Memorandum of Law Exceeding Page Limitation. (related document(s)186 )
194	05/12/2004	194	Reply Memorandum of Defendant Lucent Technologies Inc. in Support of its Motion for Leave to Take the Deposition of Michael Montemarano Filed by LUCENT TECHNOLOGIES, INC.
195	05/13/2004	195	WITHDRAWN Notice of Hearing re: Motion of Defendant Lucent Technologies, Inc to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos. 12 and 13 (related document(s)154 ) Filed by LUCENT TECHNOLOGIES, INC
196	05/13/2004	196	Notice of Hearing re: Motion of Defendant Lucent Technologies, Inc for Protective Order Barring 30(b)(6) Deposition (related document(s)157 ) Filed by LUCENT TECHNOLOGIES, INC.
197	05/14/2004	197	Notice of Withdrawal of Notice of Hearing re: Motion of Defendant Lucent Technologies, Inc. to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos. 12 and 13 (related document(s)195 ) Filed by LUCENT TECHNOLOGIES, INC.
198	05/14/2004	198	Notice of Hearing re: Motion of Defendant Lucent Technologies, Inc to Take the Deposition of Michael Montemarano (related document(s)187 ) Filed by LUCENT TECHNOLOGIES, INC.
199	05/19/2004	199	Notice of Withdrawal re: Motion of Defendant Lucent Technologies Inc. to Take the Deposition of Michael Montemarano (related document(s)187 ) Filed by LUCENT TECHNOLOGIES, INC.
200	05/19/2004	200	Notice of Completion of Briefing on Defendant's Motion for Protective Order Barring 30(b)(6) Deposition Filed by LUCENT TECHNOLOGIES, INC.
201	05/25/2004	201	Order Denying Motion of Defendant Lucent Technologies Inc. For Protective Order Barring 30(b)(6) Deposition. (Related Doc # 157)

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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202	05/25/2004	202	Order (CONSENT) Authorizing Plaintiff Christine C Shubert, Chapter 7 Trustee of Winstar Communications, Inc. to File Memorandum of Law Exceeding Page Limitation.
203	05/25/2004	203	Order Approving Stipulation Extending Time to Respond to Counterclaim of Lucent Technologies Inc. Order Signed on 5/25/2004.
204	05/25/2004	204	Stipulation By and Between LUCENT TECHNOLOGIES, INC and The Trustee Concerning The Admissibility of Certain Documents.
205	05/27/2004	205	Reply Answer to Complaint with Counterclaim Reply to Second Amended Counterclaims (related document(s)156 ) Filed by Christine Shubert
206	06/09/2004	206	Order Denying Motion of Lucent Technologies, Inc to Compel the Trustee to Respond in Full to Defendant's Interrogatories Nos. 12 and 13 (Related Doc # 154)
207	06/10/2004	207	Stipulation and Proposed Order Dismissing Claims for Relief Without Prejudice Between LUCENT TECHNOLOGIES, INC and Plaintiff Christine C Shubert, Chapter 7 Trustee of Winstar Communications, Inc . Filed by LUCENT TECHNOLOGIES, INC.
208	06/11/2004	208	Motion for Withdrawal of Reference Motion of Defendant Lucent Technologies Inc to Withdraw the Reference to the Bankruptcy Court Fee Amount \$150 Filed by LUCENT TECHNOLOGIES, INC..
209	06/11/2004	209	Motion to Authorize Motion for an Order Pursuant to Section 107(b) of the Bankruptcy Code, Rule 9018 of the Federal Rules of Bankruptcy Procedure, and Local Rule 5003-1(b) Authorizing Lucent Technologies Inc. to File a Redacted Version of Certain Documents Relating to the Motion of Defendant Lucent Technologies Inc for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value Filed by LUCENT TECHNOLOGIES, INC.
210	06/11/2004	210	Motion For Summary Judgment Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value Filed by LUCENT TECHNOLOGIES, INC.
211	06/14/2004	211	Receipt of filing fee for Motion for Withdrawal of Reference (A)(01-01063-JBR
212	06/14/2004	212	Memorandum of Law of Defendant Lucent Technologies Inc. in Support of Its Motion for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value (related document(s)210 ) Filed by LUCENT TECHNOLOGIES, INC.
213	06/14/2004	213	Affidavit Declaration of Kelly A. Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value & Exhibits 1, 2 & 3 (related document(s)210, 212, 213 ) Filed by LUCENT TECHNOLOGIES, INC. (
214	06/14/2004	214	Exhibit to Declaration of Kelly A Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value & Exhibits 4A-4C (related document(s)210, 212, 213 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 4A Part 2 of 3# 2 Exhibit 4A Part 3 of 3# 3 Exhibit 4B Part 1 of 4# 4 Exhibit 4B Part 2 of 4# 5 Exhibit 4B Part 3 of 4# 6 Exhibit 4B Part 4 of 4# 7 Exhibit 4C Part 1 of 3# 8 Exhibit 4C Part 2 of 3# 9 Exhibit 4C Part 3 of 3)

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

215	06/14/2004	215	Exhibit to Declaration of Kelly A Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value & Exhibits 4D-5 (related document(s)210, 212, 213, 214 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 4D Part 2 of 3# 2 Exhibit 4D Part 3 of 3# 3 Exhibit 4E Part 1 of 3# 4 Exhibit 4E Part 2 of 3# (5) Exhibit 4E Part 3 of 3# 6 Exhibit 4F Part 1 of 2# 7 Exhibit 4F Part 2 of 2# 8 Exhibit 5 Part 1 of 2# 9 Exhibit 5 Part 2 of 2)
216	06/14/2004	216	Exhibit to Declaration of Kelly A Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value & Exhibits 6-63 (related document(s)210, 212, 213, 214, 215 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 18-28# 2 Exhibit 29-45# 3 Exhibit 46-48# 4 Exhibit 49-50# 5 Exhibit 51-53# 6 Exhibit 54-55# 7 Exhibit 56-58# 8 Exhibit 59-63)
217	06/14/2004	217	Affidavit of Vernon Terrell in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value (related document(s)210, 212, 213, 214, 215, 216 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3 Part 1 of 3# 4 Exhibit 3 Part 2 of 3# 5 Exhibit 3 Part 3 of 3
218	06/14/2004	218	Request to Change Filing Date of Affidavit,,, Memorandum of Law,, Affidavit,,, Exhibit,,, Exhibit,,, Exhibit,, to to June 11, 2004 Filed by LUCENT TECHNOLOGIES, INC.
219	06/15/2004	219	Order Approving Stipulation Dismissing Claims for Relief Without Prejudice. (related document(s)207 )
220	06/15/2004	220	Order Granting Lucent's Motion For an Order Authorizing Lucent Technologies Inc. To File A Redacted Version of Certain Documents Relating To The Motion of Defendant Lucent Technologies Inc For Summary Judgment on Counts VII,X and XI of The Second Amended Complaint & For Partial Summary Judgment on Lucent's Affirmative Defense on New Value (Related Doc # 209)
221	06/15/2004	221	CONFIDENTIAL - UNREDACTED DOCUMENTS - FILED UNDER SEAL: Unredacted Declaration of Kelly A. Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value [With Accompanying Unredacted Exhibits 1-28 and Exhibits 46-63] Re: (related document(s)220, 209 ) Filed by LUCENT TECHNOLOGIES, INC. (JSI, ) Modified on 7/1/2004 IMAGE REVISED TO REFLECT DESCRIPTION OF CONTENTS OF BOX(MAS, ) Additional attachment(s) added on 7/1/2004
222	06/21/2004	222	Stipulation and Order Extending Briefing Schedule on Motion to Withdraw the Reference Between LUCENT TECHNOLOGIES, INC and Plaintiff Christine C. Shubert, Chapter 7 Trustee of Winstar Communications, Inc , and Winstar Wireless, Inc.. Filed by LUCENT TECHNOLOGIES, INC.
223	06/22/2004	223	Notice of Service CERTIFICATE OF SERVICE re: Unredacted Exhibits 29-45 to Declaration of Kelly A Rocco in Support of the Motion of Defendant Lucent Technologies, Inc for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value Filed by LUCENT TECHNOLOGIES, INC.
224	06/22/2004	224	Notice of Service NOTICE OF ERRATA AND FILING OF UNREDACTED EXHIBITS (related document(s)213 ) Filed by LUCENT TECHNOLOGIES, INC.
225	06/25/2004	225	Order Approving Stipulation Extending Briefing Schedule on Motion to Withdraw the Reference. (related document(s)222 )

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## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

226	06/29/2004	226	Motion to Strike Lucent Technologies, Inc 's Designation of Materials as Confidential, Motion to Vacate (to the Extent Necessary) and/or Reconsider Order Granting Lucent's Motion for an Order Authorizing Lucent Technologies Inc to File a Redacted Version of Certain Documents Relating to the Motion of Defendant Lucent Technologies Inc for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense on New Value Filed by Christine Shubert. (Attachments: # 1 Exhibit "A" # 2 Exhibit "B" # 3 Proposed Form of Order
227	07/01/2004	227	CONFIDENTIAL - UNREDACTED DOCUMENTS - FILED UNDER SEAL: Unredacted Exhibits 29-45 to the Unredacted Declaration of Kelly A. Rocco in Support of the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value filed contemporaneously with the Notice of Errata and Filing of Unredacted Exhibits filed on June 22, 2004. (related document(s)220, 209, 216 ) Filed by LUCENT TECHNOLOGIES, INC.
228	07/09/2004	228	Stipulation FURTHER STIPULATION AND ORDER EXTENDING BRIEFING SCHEDULE ON MOTION TO WITHDRAW THE REFERENCE Between Christine Shubert and LUCENT TECHNOLOGIES, INC.. (related document(s)208 ) Filed by Christine Shubert
229	07/12/2004	229	Response to Motion of Chapter 7 Trustee for Order, Inter Alia, Striking Lucent Technologies Inc 's Designation of Materials as Confidential (related document(s)226 ) Filed by LUCENT TECHNOLOGIES, INC.
230	07/14/2004	230	Brief PLAINTIFF'S MEMORANDUM OF LAW IN OPPOSITION TO LUCENT'S MOTION TO WITHDRAW THE REFERENCE (related document(s)208 ) Filed by Christine Shubert (Attachments: # 1 Declaration DECLARATION OF ANDREW C. GOLD IN CONNECTION WITH TRUSTEES OPPOSITION TO LUCENT'S MOTION TO WITHDRAW THE REFERENCE# 2 Exhibit EXHIBIT A-C Proofs of Claims
231	07/15/2004	231	Order And Further Stipulation Extending Briefing Schedule On Motion To Withdraw The Reference. (Related Doc # 228)
232	07/19/2004	232	Notice of Service NOTICE OF FILING OF REVISED REDACTED DOCUMENTS (related document(s)229, 212, 213, 214, 215, 216, 226 ) Filed by LUCENT TECHNOLOGIES, INC (related document(s)229, 212, 213, 214, 215, 216, 226 ).
233	07/19/2004	233	Exhibit to Notice of Filing of Revised Redacted Documents (related document(s)232 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 1 Part 2# 2 Exhibit 1 Part 3# 3 Exhibit 2 Part 1# 4 Exhibit 2 Part 2# 5 Exhibit 2 Part 3# 6 Exhibit 3)
234	07/19/2004	234	Exhibit to Notice of Filing of Revised Redacted Documents (related document(s)232 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 4 Part 2# 2 Exhibit 4 Part 3# 3 Exhibit 4 Part 4# 4 Exhibit 4 Part 5# 5 Exhibit 4 Part 6)
235	07/19/2004	235	Exhibit to Notice of Filing of Revised Redacted Documents (related document(s)232 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Exhibit 4 Part 8# 2 Exhibit 4 Part 9# 3 Exhibit 4 Part 10# 4 Exhibit 4 Part 11# 5 Exhibit 4 Part 12# 6 Exhibit 4 Part 13)
236	07/19/2004	236	Exhibit to Notice of Filing of Revised Redacted Documents (related document(s)232 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Exhibit 7-19# 2 Exhibit 20-34# 3 Exhibit 35-44# 4 Exhibit 45-50# 5 Exhibit 51-56# 6 Exhibit 57-60# 7 Exhibit 61-63)

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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237	07/23/2004	237	Memorandum of Law of Defendant Lucent Technologies Inc. in Support of its Motion to Withdraw the Reference to the Bankruptcy Court (related document(s)208 ) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Attachment (Unreported Decisions))
238	07/28/2004	238	Stipulation and Order Extending Briefing Schedule on Motion to Withdraw the Reference Between LUCENT TECHNOLOGIES, INC. and Christine C. Shubert, Chapter 7 Trustee for Winstar Communications, Inc., et al. (related document(s)230 ) Filed by LUCENT TECHNOLOGIES, INC. (related document(s)230).
239	08/02/2004	239	Order Approving Further Stipulation and Order Extending Briefing Schedule on Motion to Withdraw the Reference. (related document(s)238 )
240	08/04/2004	240	Reply Memorandum of Law of Defendant Lucent Technologies Inc. in Support of Its Motion to Withdraw the Reference to the Bankruptcy Court (related document(s)208 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Attachment (Unreported Cases))
241	08/05/2004	241	Notice of Hearing APPLICATION OF LUCENT TECHNOLOGIES INC. FOR ORAL ARGUMENT (related document(s)208 ) Filed by LUCENT TECHNOLOGIES, INC.
242	08/09/2004	242	Transmittal to the U.S. District Court, District of Delaware of the Motion to Withdraw the Reference (related document(s)237, 241, 222, 228, 238, 239, 240, 225, 230, 231, 208 )
243	08/10/2004	243	Notice of Receipt of Record for Motion to Withdraw the Reference (U.S D.C. Civil Action No. 04-928) (related document(s)242 ) Filed by U.S. District Court, District of Delaware
244	08/10/2004	244	Notice of Docketing Motion to Withdraw the Reference (U.S.D.C Civil Action No. 04-928)
245	08/11/2004	245	Notice of Completion of Briefing Re: Docket No. 208 Filed by LUCENT TECHNOLOGIES, INC.
246	08/13/2004	246	Stipulation and Proposed Order Resolving Motion of Chapter 7 Trustee for an Order Striking Lucent Technologies Inc.'s Designation of Materials as Confidential and Related Relief Between LUCENT TECHNOLOGIES, INC. and Plaintiff Christine C. Shubert, Chapter 7 Trustee of Winstar Communications, Inc. Filed by LUCENT TECHNOLOGIES, INC.
247	08/13/2004	247	Memorandum of Law in Opposition to Lucent's Motion for Summary Judgment Filed by Christine C. Shubert
248	08/13/2004	248	Affidavit/Declaration of Service of Stephen J. Scherf in Opposition to Defendant's Motion for Summary Judgment (related document(s)247 ) Filed by Christine C. Shubert (Attachments: # 1 Declaration : Part 2# 2 Declaration : Part 3# 3 Declaration : Part 4# 4 Declaration : Part 5)
249	08/13/2004	249	Affidavit/Declaration of Service of David R. King in Opposition to Defendant's Motion for Summary Judgment (Volume 1 of 4) (related document(s)247 ) Filed by Christine C. Shubert (Attachments: # 1 Volume(s) 1 of 4: Part 2# 2 Volume(s) 1 of 4: Part 3# 3 Volume(s) 1 of 4: Part 4# 4 Volume(s) 1 of 4: Part 5# 5 Volume(s) 1 of 4: Part 6# 6 Volume(s) 1 of 4: Part 7# 7 Volume(s) 1 of 4: Part 8# 8 Volume(s) 1 of 4: Part 9# 9 Volume(s) 1 of 4: Part 10)
250	08/13/2004	250	Affidavit/Declaration of Service of David R. King in Opposition to Defendant's Motion for Summary Judgment (Volume 2 of 4) (related document(s)247 ) Filed by Christine Shubert (Attachments: # 1 Volume(s) 2 of 4: Part 2)
251	08/13/2004	251	Affidavit/Declaration of Service of David R. King in Opposition to Defendant's Motion for Summary Judgment (Volume 3 of 4) (related document(s)247 ) Filed by Christine Shubert (Attachments: # 1 Volume(s) 3 of 4: Part 2# 2 Volume(s) 3 of 4: Part 3)

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

252	08/13/2004	252	Affidavit/Declaration of Service of David R King in Opposition to Defendant's Motion for Summary Judgement (Volume 4 of 4) (related document(s)247 ) Filed by Christine Shubert (Attachments: # 1 Volume(s) 4 of 4: Part 2# 2 Volume(s) 4 of 4: Part 3)
253	08/17/2004	253	Order (Proposed) And Stipulation Resolving Motion Of Chapter 7 Trustee For An Order Striking Lucent Technologies Inc.'s Designation Of Materials As Confidential And Related Relief. (Related Doc # 246)
254	08/18/2004	254	Transmittal to the U.S. District Court, District of Delaware of Docket Entry No. 245 (U.S.D.C. Civil Action No. 04-928) (related document(s)245 )
255	08/23/2004	255	Notice of Receipt of Record of Docket Entry No. 245 (U.S.D.C. Civil Action No 04-928 -JJF) (related document(s)245 ) Filed by U.S. District Court, District of Delaware
256	09/10/2004	256	Motion to Allow Motion for an Order Pursuant to Section 107(b) of the Bankruptcy Code, Rule 9018 of the Federal Rules of Bankruptcy Procedure, and Local Rule 5003-(b) Authorizing Lucent Technologies Inc. to File a Redacted Version of Certain Documents Relating to the Motion of Defendant Lucent Technologies Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value Filed by LUCENT TECHNOLOGIES, INC..
257	09/10/2004	257	Memorandum of Law Reply Memorandum of Law of Defendant Lucent Technologies Inc. in Further Support of Its Motion for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value (related document(s)210 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Attachment (Unreported Cases)# 2 Certificate of Service for Reply Memorandum# 3 Declaration of Iddo Harel (part 1 of 2)# 4 Declaration of Iddo Harel (part 2 of 2)# 5 Certificate of Service for Declaration of Iddo Harel# 6 Affidavit of Fred Rubin# 7 Certificate of Service for Affidavit of Fred Rubin# 8 Declaration of David R. Baum
258	09/15/2004	258	Letter SUR REPLY IN RESPONSE TO LUCENTS REPLY BRIEF RE MOTION FOR SUMMARY JUDGMENT Filed by Christine Shubert (Attachments: # 1 Exhibit SUPPLEMENTAL DECLARATION OF DAVID R. KING)
259	09/21/2004	259	Notice of Completion of Briefing and Plaintiffs Request for Oral Argument on Motion of Defendant Lucent Technologies, Inc. for Summary Judgment on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucents Affirmative Defense of New Value Filed by Christine C. Shubert.
260	09/21/2004	260	Notice of Service NOTICE OF ERRATA (related document(s)232 ) Filed by LUCENT TECHNOLOGIES, INC.
261	09/24/2004	261	Motion for Leave Motion of Lucent Technologies Inc. for Leave to File Response to Plaintiff's Sur-Reply Letter Filed by LUCENT TECHNOLOGIES, INC. (related document(s)258).
262	09/24/2004	262	Response to Plaintiff's Sur-Reply Letter (related document(s)258 ) Filed by LUCENT TECHNOLOGIES, INC
263	09/27/2004	263	Letter Response to Lucents Motion for Leave to Respond to Sur-reply (related document(s)261 ) Filed by Christine Shubert
264	09/29/2004	264	Letter Regarding Trustee's 9/27/04 Letter Requesting Oral Argument and Disposition of Lucent's Summary Judgment Motion (related document(s)263 ) Filed by LUCENT TECHNOLOGIES, INC.
265	09/30/2004	265	Letter re: oral argument Filed by Christine Shubert
266	10/07/2004	266	Order Refraining this Court from Taking and Action until the District Court Acts on Defendant's Motion to Withdraw the Reference Signed on 10/6/2004.
267	11/03/2004	267	Joint Motion to Approve Joint Motion for Court to Enter Fourth Amended Scheduling Order Filed by LUCENT TECHNOLOGIES, INC...

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

268	11/18/2004	268	COPY OF DISTRICT COURT Memorandum Opinion Denying the Motion of Defendant Lucent Technologies, Inc. to Withdraw the Reference (related document(s)208 )
269	11/18/2004	269	COPY OF DISTRICT COURT Order Denying Motion For Withdrawal Of Reference(Related Doc # 208) Order Signed on 11/16/2004. (MAS, )
270	11/18/2004	270	Letter To The Honorable Joel B Rosenthal re: Oral Argument and Proposed Sched. Order Filed by Christine Shubert
271	12/06/2004	271	Letter The Honorable Joel B. Rosenthal - Lucent's Motion Filed by Christine C. Shubert (Rennie, Sheldon)
272	12/07/2004	272	Notice of Agenda of Matters Scheduled for Hearing Filed by Christine C. Shubert.
273	12/15/2004	273	Order On Motion for Summary Judgment of Defendant Lucent Technologies Inc. on Counts VII, X and XI of the Second Amended Complaint and for Partial Summary Judgment on Lucent's Affirmative Defense of New Value (related document(s)210 )
274	01/05/2005	274	Transcript of Hearing held on December 14, 2004 before the Honorable Joel B. Rosenthal. (related document(s)272 )
275	01/26/2005	275	PreTrial Order Trial date set for 3/21/2005 at 09:30 AM at Alternate Meeting Site Signed on 1/26/2005. (LCN, )
276	02/03/2005	276	ENTERED IN ERROR -- Order Reassigning Adversary Proceeding to the Honorable Donal D. Sullivan. Order Signed on 2/1/2005 (BJM) Modified on 2/7/2005
277	02/14/2005	277	Second Pretrial Order. Signed on 2/10/2005.
278	02/28/2005	278	Motion in Limine Filed by Christine C Shubert. (Attachments: # 1 Declaration Of David R. King in Support of Plaintiff's In Limine Motion# 2 Exhibit A To Declaration of David R. King in Support of Plaintiffs In Limine Motion# 3 Exhibit B to Declaration of D. King - Motion In Limine - W# 4 Certificate of Service of Plaintiffs In Limine Motion with attached Exhibits)
279	02/28/2005	279	Motion in Support of Lucent Technologies Inc 's Motion In Limine No 1: To Exclude Certain Expert Testimony of Paul W. Pocalyko Pursuant to Fed. R. Evid. 702 and Daubert v. Merrell Dow Pharms. Inc. Filed by LUCENT TECHNOLOGIES, INC.; Modified on 3/1/2005
280	02/28/2005	280	Motion in Support of Lucent Technologies Inc 's Motion In Limine No 2: To Exclude the Expert Testimony of Robert E Ott Pursuant to Fed. R. Evid. 702 and Daubert v. Merrell Dow Pharms, Inc. Filed by LUCENT TECHNOLOGIES, INC..
281	02/28/2005	281	Motion in Support of Lucent Technologies Inc 's Motion In Limine No 3: To Exclude Certain Expert Testimony of Stephen J Scherf Pursuant to Fed. R. Evid. 702 and Daubert v. Merrell Dow Pharms. Inc. Filed by LUCENT TECHNOLOGIES, INC.. ( Modified on 3/1/2005 ).
282	02/28/2005	282	Memorandum of Law in Support of Lucent Technologies Inc 's Motions In Limine Nos. 1, 2 & 3: To Exclude Certain Expert Testimony of Paul W. Pocalyko, Robert E. Ott and Stephen J. Scherf Pursuant to Fed. R. Evid. 702 and Daubert v. Merrell Dow Pharms. Inc. Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Attachment Part 1# 2 Attachment Part 2#
283	02/28/2005	283	Declaration of Gerald Ford in Support of Defendant Lucent Technologies Inc.'s Motions In Limine Nos 1, 2 & 3: To Exclude Certain Expert Testimony of Paul W. Pocalyko, Robert E. Ott, and Stephen J. Scherf Pursuant to Fed. R. Evid. 702 and Daubert v. Merrell Dow Pharms. Inc. Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 1# 2 Exhibit 2-3# 3 Exhibit 4-6# 4 Exhibit 7-11# 5 Certificate of Service and Service List)

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APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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284	02/28/2005	284	Motion in Support of Defendant Lucent Technologies Inc.'s Motion In Limine No. 4: To Exclude Evidence of Transactions Unrelated to the Siemens Transaction Filed by LUCENT TECHNOLOGIES, INC; Modified on 3/1/2005
285	02/28/2005	285	Memorandum of Law of Defendant Lucent Technologies Inc. in Support of Its Motion In Limine No. 4: To Exclude Evidence of Transactions Unrelated to the Siemens Transaction Filed by LUCENT TECHNOLOGIES, INC.
286	02/28/2005	286	Declaration of Gerald A. Ford in Support of Defendant Lucent Technologies Inc.'s Motion In Limine No. 4: To Exclude Evidence of Transactions Unrelated to the Siemens Transaction Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Certificate of Service and Service List) (Booth, Rebecca) Modified on 3/1/2005
287	03/07/2005	287	Memorandum of Law of Defendant Lucent Technologies Inc. In Opposition to Plaintiff's In Limine Motion Filed by LUCENT TECHNOLOGIES, INC.
288	03/07/2005	288	Declaration of David Roy Rigotti Filed by LUCENT TECHNOLOGIES, INC.; Modified on 3/8/2005
289	03/07/2005	289	Declaration of Michael A. Paskin in Opposition to Plaintiff's In Limine Motion Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 10
290	03/07/2005	290	Memorandum of Law in Opposition to Lucents Motion In Limine Nos 1, 2 & 3 Filed by Christine C. Shubert (Attachments: # 1 Declaration Declaration of Stephen J. Scherf
291	03/07/2005	291	Memorandum of Law in Opposition to Lucents Motion In Limine No. 4 Filed by Christine C. Shubert (Attachments: # 1 Declaration of Stephen J. Scherf# 2 Declaration of David R. King Part 1# 3 Declaration of David R. King Part 2# 4 Declaration of David R. King Part 3# 5 Declaration of David R. King Part 4# 6 Declaration of David R. King Part 5# 7 Declaration of David R. King Part 6# 8 Declaration of David R. King Part 7# 9 Declaration of David R. King Part 8# 10 Declaration of David R. King Part 9# 11 Declaration of David R. King Part 10
292	03/07/2005	292	Joint Pretrial Memorandum Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 10# 11 Exhibit 11# 12 Exhibit 12# 13 Exhibit 13# 14 Exhibit 14# 15 Exhibit 15; Modified on 3/11/2005
293	03/07/2005	293	Appendix A to Joint Pretrial Memorandum (related document(s)292 ) Filed by LUCENT TECHNOLOGIES, INC (Attachments: # 1 Part 2# 2 Part 3# 3 Part 4# 4 Part 5)
294	03/08/2005	294	Order: Notice Of Non-Evidentiary Hearing Hearing will be held on Wednesday, March 16, 2005 at 2:00PM at the Harold Donohue Federal Courthouse, 595 Main Street, Worcester, Massachusetts, Courtroom No 3. (related document(s)281, 278, 279, 280, 284 )
295	03/10/2005	295	Plaintiff's Pre-Trial Memorandum of Law Filed by Christine C. Shubert
296	03/10/2005	296	Defendant Lucent Technologies Inc's Trial Brief Filed by LUCENT TECHNOLOGIES, INC.
297	03/11/2005	297	Motion to Appear pro hac vice of Barry Werbin Receipt Number 138442, Fee Amount \$25. Filed by Christine C. Shubert. (
298	03/15/2005	298	Order Granting Motion To Appear pro hac vice of (Barry Werbin, Esq ) (Related Doc # 297)
299	03/16/2005	299	Plaintiff Christine C. Shubert's Proposed Bridge Statements Filed by Christine C. Shubert
300	03/17/2005	300	Order Allowing Plaintiff's Motion in Limine. (Related Doc # 278)

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301	03/17/2005	301	Order Denying Motion in Support of Lucent Technologies Inc.'s Motion In Limine No. 1: To Exclude Certain Expert Testimony of Paul W. Pocalyko and Daubert v. Merrell Dow Pharms. Inc. (Related Doc # 279)
302	03/17/2005	302	Order Denying Motion in Support of Lucent Technologies Inc.'s Motion In Limine No. 2: To Exclude the Expert Testimony of Robert E. Ott and Daubert v. Merrell Dow Pharms. Inc. (Related Doc # 280)
303	03/17/2005	303	Order Denying Motion in Support of Lucent Technologies Inc.'s Motion In Limine No. 3: To Exclude Certain Expert Testimony of Stephen J. Scherf and Daubert v. Merrell Dow Pharms. Inc. (Related Doc # 281)
304	03/17/2005	304	Order Denying Motion in Support of Defendant Lucent Technologies Inc.'s Motion In Limine No. 4: To Exclude Evidence of Transactions Unrelated to the Siemens Transaction. (Related Doc # 284)
305	03/17/2005	305	Defendant Lucent Technologies Inc.'s Bridge Statements for Deposition Testimony Filed by LUCENT TECHNOLOGIES, INC.
306	03/18/2005	306	Motion to Appear pro hac vice of Lillian S. Grossbard of Cravath, Swaine & Moore Receipt Number 138530, Fee Amount \$25. Filed by LUCENT TECHNOLOGIES, INC..
307	03/18/2005	307	Motion to Appear pro hac vice of Michael A. Paskin of Cravath, Swaine & Moore Receipt Number 138530, Fee Amount \$25 Filed by LUCENT TECHNOLOGIES, INC..
308	03/21/2005	308	Stipulation By and Between LUCENT TECHNOLOGIES, INC and The Trustee Concerning the Admissibility of Certain Documents and Deposition Testimony. Filed by LUCENT TECHNOLOGIES, INC..
309	03/22/2005	309	Stipulation (Joint) as to Additional Uncontested Facts Between LUCENT TECHNOLOGIES, INC and the Trustee Filed by LUCENT TECHNOLOGIES, INC.
310	04/04/2005	310	Order of Impoundment Granting Counsel for Each Party an Unredacted Copy of the Underseal Trial Transcript. Signed on 4/4/2005.
311	04/06/2005	311	Motion to Appear pro hac vice of Susan Swatski. Receipt Number 138750, Fee Amount \$25. Filed by Christine C. Shubert.
312	04/07/2005	312	Order Granting Motion To Appear pro hac vice of (Susan Swatski, esq.)(Related Doc # 311)
313	04/12/2005	313	Notice of Filing Documents Under Seal Filed by LUCENT TECHNOLOGIES, INC.
314	04/12/2005	314	Motion to File Under Seal Motion of Defendants Lucent Technologies Inc, to File Under Seal its Motion for Reconsideration of the Court's April 4, 2005, Order of Impoundment (related document(s)313 ) Filed by LUCENT TECHNOLOGIES, INC. (related document(s)313).
315	04/12/2005	315	Renewed Motion of Lucent Technologies Inc to Exclude the Testimony of Paul Pocalyko Filed by LUCENT TECHNOLOGIES, INC.. (Attachments: # 1 Attachment Memorandum in Support of Motion
316	04/15/2005	316	AMENDMENT To Order of Impoundment. (related document(s)310 )
317	04/15/2005	317	Order Granting Defendant Lucent Technologies Inc Leave to File Under Seal its Motion for Reconsideration of the Court's April 4, 2005, Order of Impoundment (Related Doc # 314)
318	04/15/2005	318	(DOCUMENTS FILED UNDER SEAL) Motion of Defendant Lucent Technologies Inc to File Under Seal its Motion for Reconsideration of the Court's April 4, 2004, Order of Impoundment. (related document(s) 317).
319	04/15/2005	319	Certificate of Service Filed by LUCENT TECHNOLOGIES, INC.
320	04/20/2005	320	Letter to The Honorable Joel B. Rosenthal re: TIMELINE Filed by Christine C. Shubert
321	04/20/2005	321	Scheduling Order. Signed on 4/20/2005.

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APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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322	04/20/2005	322	Transcript of Motions Hearing held on March 16, 2005 before the Honorable Joel B. Rosenthal
323	04/20/2005	327	Letter In Response To Defendant's Motion for Reconsideration of the Court's April 4, 2005 Order of Impoundment (related document(s)314 ) Filed by Christine C Shubert
324	04/20/2005	328	Memorandum of Law In Opposition to Lucent's Renewed Motion To Exclude The Testimony of Paul Pocalyko (related document(s)315 ) Filed by Christine C. Shubert (Attachments: # 1 Certificate of Service of Trustee's Memorandum of Law in Opposition to Lucent's Renewed Motion to Exclude The Testimony of Paul Pocalyko)
325	04/26/2005	329	ENTERED IN ERROR (See Amended Order in lead Bk case docket #4410)Order Reassigning Adversary Proceeding To The Honorable Donal D. Sullivan. Signed on 2/1/2005. (Attachments: # 1 Exhibit A)
326	04/26/2005	330	Letter to The Honorable Joel B. Rosenthal re: Revised Timeline (related document(s)320 ) Filed by Christine C. Shubert
327	04/26/2005	331	Stipulation Renumbered Joint Stipulation Between LUCENT TECHNOLOGIES, INC. and Christine C. Shubert, Chapter 7 Trustee for Winstar Communications, Inc., et al. as to Uncontested Facts. Filed by LUCENT TECHNOLOGIES, INC.. (
328	04/27/2005	332	Letter to The Honorable Joel B. Rosenthal re: Chronology of Events Filed by LUCENT TECHNOLOGIES, INC.
329	05/04/2005	333	Order (REVISIONS BY THE COURT) Denying Renewed Motion of Lucent Technologies Inc. to Exclude the Testimony of Paul Pocalyko. (Related Doc # 315)
330	05/04/2005	334	Order (REVISIONS BY THE COURT) Granting Motion of Defendant Lucent Technologies Inc. for Reconsideration of the Court's April 4, 2005 Order of Impoundment. (related document(s)310, 316 )
331	05/20/2005	335	Stipulation Concerning the Submission of Joint Trial Exhibits Between LUCENT TECHNOLOGIES, INC. and The Trustee. Filed by LUCENT TECHNOLOGIES, INC..
332	05/23/2005	336	Scheduling Order (SECOND). Signed on 5/18/2005.
333	05/23/2005	337	Stipulation By and Between LUCENT TECHNOLOGIES, INC and Christine C. Shubert, Chapter 7 Trustee for Winstar Communications, Inc., et al Concerning Lucent's Counterclaim for Setoff. Filed by LUCENT TECHNOLOGIES, INC.
334	06/06/2005	339	Findings of Fact and Conclusions of Law Filed by Christine C. Shubert (Attachments: # 1 TRUSTEE'S PROPOSED CONCLUSION OF LAW# 2 Exhibit Exhibit A and B to Conclusions of Law# 3 Exhibit Exhibits C through E to Conclusions of Law - WINSTAR)
335	06/06/2005	340	Findings of Fact and Conclusions of Law (Proposed) Filed by LUCENT TECHNOLOGIES, INC. (Attachments: # 1 PART 2# 2 PART 3# 3 PART 4# 4 PART 5# 5 Unpublished Opinions PART 1# 6 Unpublished Opinions PART 2# 7 Unpublished Opinions PART 3
336	06/08/2005	341	Letter to the Honorable Joel B. Rosenthal - Trustee's Objection To Portions of Lucent's Findings of Facts and Conclusions Filed by Christine C. Shubert
337	06/09/2005	342	Letter Filed by LUCENT TECHNOLOGIES, INC.
338	06/09/2005	343	Letter Filed by LUCENT TECHNOLOGIES, INC.
339	06/10/2005	344	Letter Filed by LUCENT TECHNOLOGIES, INC.
340	06/10/2005	345	Letter to the Honorable Joel B. Rosenthal - Lucent Has Not Consented To Court's Entry of Final Order... Filed by Christine C. Shubert
341	06/10/2005	346	Letter to the Honorable Joel B. Rosenthal - Citations to Video Deposition Testimony.. Filed by Christine C. Shubert
342	06/10/2005	347	Letter Filed by LUCENT TECHNOLOGIES, INC.
343	06/15/2005	348	Letter Filed by LUCENT TECHNOLOGIES, INC.
344	06/15/2005	349	Letter to Judge Rosenthal Filed by Christine C. Shubert

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## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

345	06/20/2005	350	Order and Notice Regarding the Sending of Letters to the Court.
346	08/15/2005	368	Letter dated 8/8/05 from David R. King, Esq. to advise the court that mailing address has changed. Filed by Christine C. Shubert
347	12/21/2005	369	Memorandum of Decision Including Findings of Fact and Conclusions of Law With Respect to Counts VII, X, and XI of the Second Amended Complaint and Counts 5 and 6 of the Second Amended Answer and Counterclaims. Signed on 12/21/2005. (related document(s)259, 210, 209, 212, 257 ) (JMP, )
348	12/21/2005	370	Order Regarding Memorandum of Decision Including Findings of Fact and Conclusions of Law With Respect to Counts VII, X, and XI of the Second Amended Complaint and Counts 5 and 6 of the Second Amended Answer and Counterclaims.(related document(s)369 )
349	12/23/2005	371	Notice of Appearance and Demand for Service of Papers Filed by LUCENT TECHNOLOGIES, INC..
350	12/23/2005	372	Motion to Appear pro hac vice of Craig T. Goldblatt of Wilmer Cutler Pickering Hale and Dori LLP Receipt Number 141626, Fee Amount \$25 Filed by LUCENT TECHNOLOGIES, INC..
351	12/28/2005	373	Order Entering Judgment. (related document(s)370 )
352	01/03/2006	374	Order Granting Motion for Admission pro hac vice of Craig T. Goldblatt (Related Doc # 372)
353	01/03/2006	375	Conditional Objection of Lucent Technologies Pursuant to Rule 9033(b) to any "Proposed" Findings of Fact and Conclusions of Law Made by the Bankruptcy Court (related document(s)369, 373 ) Filed by LUCENT TECHNOLOGIES, INC.
354	01/06/2006	376	Stipulation (Joint) Regarding Ten Day Stay of Execution of Judgment By LUCENT TECHNOLOGIES, INC., Christine C. Shubert Filed by LUCENT TECHNOLOGIES, INC., Christine C. Shubert
355	1/09/2006	377	Notice of Appeal (from final judgment entered 12/28/05). Fee Amount \$255. (related document(s)373 ) Filed by LUCENT TECHNOLOGIES, INC. Appellant Designation due by 1/19/2006.

## Trial Transcripts

Tab	Date	Adv. Docket No.	Description of Item
356	04/20/2005	323	Transcript of Trial (Volume 1) held on March 21, 2005 before the Honorable Joel B. Rosenthal.
357	04/20/2005	324	Transcript of Trial (Volume 2) held on March 22, 2005 before the Honorable Joel B. Rosenthal.
358	06/01/2005	338	Transcript of Trial (Volume III) held on March 23, 2005 before the Honorable Joel B. Rosenthal.
359	04/20/2005	325	Transcript of Trial (Volume 4) held on March 24, 2005 before the Honorable Joel B. Rosenthal.
360	04/20/2005	326	Transcript of Trial (Volume 5) held on March 25, 2005 before the Honorable Joel B. Rosenthal.
361	06/29/2005	351	Transcript of Trial (Volume VI) held on March 28, 2005 before the Honorable Joel B. Rosenthal.
362	06/29/2005	352	Transcript of Trial (Volume VII) held on March 29, 2005 before the Honorable Joel B. Rosenthal.
363	06/29/2005	353	Transcript of Trial (Volume VIII) held on March 30, 2005 before the Honorable Joel B. Rosenthal.
364	06/29/2005	354	Transcript of Trial (Volume IX) held on March 31, 2005 before the Honorable Joel B. Rosenthal.

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365	06/29/2005	355	Transcript of Trial (Volume X) held on April 1, 2005 before the Honorable Joel B. Rosenthal.
366	06/29/2005	356	Transcript of Trial (Volume XI) held on April 11, 2005 before the Honorable Joel B. Rosenthal.
367	06/29/2005	357	Transcript of Trial (Volume XII) held on April 12, 2005 before the Honorable Joel B. Rosenthal.
368	06/29/2005	358	Transcript of Trial (Volume XIII) held on April 13, 2005 before the Honorable Joel B. Rosenthal.
369	06/29/2005	359	Transcript of Trial (Volume XIV) held on April 14, 2005 before the Honorable Joel B. Rosenthal.
370	06/29/2005	360	Transcript of Trial (Volume XV) held on April 15, 2005 before the Honorable Joel B. Rosenthal.
371	06/29/2005	361	Transcript of Trial (Volume XVI) held on May 2, 2005 before the Honorable Joel B. Rosenthal.
372	06/29/2005	362	Transcript of Trial (Volume XVII) held on May 3, 2005 before the Honorable Joel B. Rosenthal.
373	06/29/2005	363	Transcript of Trial (Volume XVIII) held on May 4, 2005 before the Honorable Joel B. Rosenthal.
374	06/29/2005	364	Transcript of Trial (Volume XIX) held on May 5, 2005 before the Honorable Joel B. Rosenthal.
375	06/29/2005	365	Transcript of Trial (Volume XX) held on May 10, 2005 before the Honorable Joel B. Rosenthal.
376	06/29/2005	366	Transcript of Trial (Volume XXI) held on May 11, 2005 before the Honorable Joel B. Rosenthal.
377	06/29/2005	367	Transcript of Trial (Volume XXII) held on June 13, 2005 before the Honorable Joel B. Rosenthal.

## Proofs of Claim

Tab	Date	Claim No.	Description of Item
378	10/15/2001	2012	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Communications, Inc. Case No. 01-01430
379	10/15/2001	2013	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WCI Capital Corp. Case No. 01-01431
380	10/15/2001	2014	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Equipment Corp. Case No. 01-01432
381	10/15/2001	2015	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Wireless, Inc., Case No. 01-01443
382	10/15/2001	2016	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Network Expansion, LLC. Case No. 01-01446
383	10/15/2001	2017	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WVF-1 LLC Case No. 01-01452
384	10/15/2001	2018	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WVF-LU2, LLC Case No. 01-01453
385	10/15/2001	2019	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Communications, Inc. Case No. 01-01430
386	10/15/2001	2020	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WCI Capital Corp. Case No. 01-01431

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387	10/15/2001	2021	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Equipment, Corp. Case No. 01-01432
388	10/15/2001	2022	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Wireless, Inc. Case No. 01-01442
389	10/15/2001	2023	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Network Expansion, LLC. Case No. 01-01446
390	10/15/2001	2024	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WVF-1 LLC. Case No. 01-01452
391	10/15/2001	2025	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WVF-LU2 LLC Case No. 01-01453
392	10/15/2001	2026	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Communications, Inc. Case No. 01-01430
393	10/15/2001	2027	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WCI Capital Corp. Case No. 01-01431
394	10/15/2001	2028	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Equipment Corp. Case No. 01-01432
395	10/15/2001	2029	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Wireless, Inc. Case No. 01-01443
396	10/15/2001	2030	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Network Expansion, LLC. Case No. 01-01446
397	10/15/2001	2031	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WVF-1 LLC. Case No. 01-01452
398	10/15/2001	2032	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WVF-LU2, LLC. Case No. 01-01453
399	10/15/2001	2214	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Network Expansion, LLC Case No. 01-01446
400	10/15/2001	2215	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WVF-1 LLC Case No. 01-01452
401	10/15/2001	2216	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WVF-LU2, LLC. Case No. 01-01453
402	10/15/2001	2217	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WVF-LU2, LLC. Case No. 01-01453
403	10/15/2001	2218	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Communications, Inc. Case No. 01-01430
404	10/15/2001	2219	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WCI Capital Corp. Case No. 01-01431
405	10/15/2001	2220	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Equipment Corp. Case No. 01-01432
406	10/15/2001	2221	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Wireless, Inc. Case No. 01-01443

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407	10/15/2001	2222	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in Winstar Network Expansion, LLC. Case No. 01-01446
408	10/15/2001	2223	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WVF-1 LLC. Case No. 01-01452
409	10/15/2001	2224	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$799,060,307.68, filed in WVF-LU2 LLC. Case No. 01-01453
410	10/15/2001	2225	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Communications, Inc.. Case No. 01-01430
411	10/15/2001	2226	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in WCI Capital Corp.. Case No. 01-01431
412	10/15/2001	2227	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Equipment Corp. Case No. 01-01432
413	10/15/2001	2228	Lucent Technologies, Inc. Secured Proof of Claim in the amount of \$138,957,218.90, filed in Winstar Wireless, Inc.. Case No. 01-01443
414	10/15/2001	2229	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Equipment II Corp. Case No. 01-01433
415	10/15/2001	2230	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Credit Corp. Case No. 01-01434
416	10/15/2001	2231	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless Fiber Corp. Case No. 01-01435
417	10/15/2001	2232	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar LMDS, LLC. Case No. 01-01436
418	10/15/2001	2233	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar New Media Company, Inc. Case No. 01-01437
419	10/15/2001	2234	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in At Your Office, Inc. Case No. 01-01438
420	10/15/2001	2235	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Sportsfan Radio Network, Inc.. Case No. 01-01439
421	10/15/2001	2236	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Interactive Ventures I, Inc. Case No. 01-01440
422	10/15/2001	2237	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Interactive Media Sales, Inc. Case No. 01-01441
423	10/15/2001	2238	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Office com Inc. Case No. 01-01442
424	10/15/2001	2239	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Broadband Acuisition 2000, LLC. Case No. 01-01444
425	10/15/2001	2240	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Midcom Acquisition Corp. Case No. 01-01445

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

426	10/15/2001	2241	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in WWI License Holding, Inc. Case No. 01-01447
427	10/15/2001	2242	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Government Solutions, LLC. Case No. 01-01448
428	10/15/2001	2243	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in WVF-CSC1, LLC Case No. 01-01449
429	10/15/2001	2244	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in WVF-DL 1, LLC Case No. 01-01450
430	10/15/2001	2245	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in WVF-CPQ1, LLC Case No. 01-01451
431	10/15/2001	2246	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of Delaware, LLC. Case No. 01-01454
432	10/15/2001	2247	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of Georgia, LLC. Case No. 01-01455
433	10/15/2001	2248	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of Indiana, LLC. Case No. 01-01456
434	10/15/2001	2249	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of New Jersey, LLC. Case No. 01-01457
435	10/15/2001	2250	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of New York, LLC. Case No. 01-01458
436	10/15/2001	2251	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of Pennsylvania, LLC. Case No. 01-01459
437	10/15/2001	2252	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of Virginia, LLC. Case No. 01-01460
438	10/15/2001	2253	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar Wireless of West Virginia, LLC. Case No. 01-01461
439	10/15/2001	2254	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$1,895,405,548.00, filed in Winstar International Inc. Case No. 01-01462
440	10/15/2001	2255	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Communications, Inc. Case No. 01-01430
441	10/15/2001	2256	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WCI Capital Corp. Case No. 01-01431
442	10/15/2001	2257	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Equipment Corp. Case No. 01-01432
443	10/15/2001	2258	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Wireless, Inc. Case No. 01-01443

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

444	10/15/2001	2259	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in Winstar Network Expansion, LLC. Case No. 01-01446
445	10/15/2001	2260	Lucent Technologies, Inc. Unsecured Proof of Claim in the amount of \$957,388,021.50, filed in WVF-I LLC. Case No. 01-01452
446	3/131/2003	4532	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WCI Capital Corp. Case No. 01-01431
447	3/131/2003	4533	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-1 LLC Case No. 01-01452
448	3/131/2003	4534	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-1 LLC Case No. 01-01452
449	3/131/2003	4535	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar Network Expansion, LLC Case No. 01-01446
450	3/131/2003	4536	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-LU2, LLC Case No. 01-01453
451	3/131/2003	4537	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar Wireless, Inc. Case No. 01-01443
452	3/131/2003	4538	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar Communications, Inc. Case No. 01-01430
453	3/131/2003	4552	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar Communications, Inc. Case No. 01-01430
454	3/131/2003	4453	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-LU2, LLC Case No. 01-01453
455	3/131/2003	4554	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar Network Expansion, LLC Case No. 01-01446
456	3/131/2003	4555	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-1 LLC Case No. 01-01452
457	3/131/2003	4556	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WVF-1 LLC Case No. 01-01452
458	3/131/2003	4557	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in Winstar wireless, Inc. Case No. 01-01443
459	3/131/2003	4558	Lucent Technologies, Inc. Proof of Claim in the amount of \$900,000,000.00, filed in WCI Capital Corp. Case No. 01-01431

## Joint (JX) Trial Exhibits

Tab	Date	Exhibit No.	Description of Item
460		JX 1	Nathan Kantor Direct and Cross Testimony from videotaped depositions played at trial
461		JX 2	Lisa Hicks Direct and Cross Testimony from videotaped depositions played at trial
462		JX 3	Bill Zlotnick Direct and Cross Testimony from videotaped depositions played at trial

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

463		JX 4	Jill Diroma Direct, Cross and Redirect Testimony from videotaped depositions played at trial
464		JX 5	Frederic E. Rubin Direct, Cross and Redirect Testimony from videotaped depositions played at trial
465		JX 6	David W. Ackerman Direct, Cross and Redirect Testimony from videotaped depositions played at trial
466		JX 7	Richard McGinn Direct, Cross and Redirect Testimony from videotaped depositions played at trial
467		JX 8	William J. Rouhana Direct and Cross Testimony from videotaped depositions played at trial
468		JX 9	Michael Montemarano Direct and Cross Testimony from videotaped depositions played at trial
469		JX 10	Deborah Hopkins Direct and Cross Testimony from videotaped depositions played at trial
470		JX 11	Gary P. Simpson Direct and Cross Testimony from videotaped depositions played at trial
471		JX 12	William Fullerton Direct and Cross Testimony from videotaped depositions played at trial
472		JX 13	Richard J. Uhl Direct and Cross Testimony from videotaped depositions played at trial
473		JX 14	Henry B. Schacht Direct and Cross Testimony from videotaped depositions played at trial
474		JX 15	Kevin Monaco Direct and Cross Testimony from videotaped depositions played at trial
475		JX 16	Gary Goldman Direct and Cross Testimony from videotaped depositions played at trial
476		JX 17	Kevin Holwell Direct and Cross Testimony from videotaped depositions played at trial
477		JX 18	William Plunket Transcript of videotaped deposition played at trial
478		JX 19	Deborah Harris Transcript of deposition, with exhibits

## Defendant (DX) Trial Exhibits

Tab	Date	Exhibit No.	Description of Item
479		DX 1	Invoices
480	6/23/2000	DX 2	Notice of Request for Borrowing (Draw Request)
481	7/24/2000	DX 3	Notice of Request for Borrowing (Draw Request)
482	8/24/2000	DX 4	Notice of Request for Borrowing (Draw Request)
483	9/22/2000	DX 5	Notice of Request for Borrowing (Draw Request)
484	10/20/2000	DX 6	Notice of Request for Borrowing (Draw Request)
485	11/30/2000	DX 7	Notice of Request for Borrowing (Draw Request)
486	12/22/2000	DX 8	Notice of Request for Borrowing (Draw Request)
487	12/29/2000	DX 9	Notice of Request for Borrowing (Draw Request)
488	1/26/2001	DX 10	Notice of Request for Borrowing (Draw Request)
489	2/23/2001	DX 11	Notice of Request for Borrowing (Draw Request)
490	6/25/1999	DX 12	DELETED
491	6/30/1999	DX 13	DELETED
492	3/20/2000	DX 14	ESP Contract Revenue Backlog

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

493	6/30/2000	DX 15	<b>DELETED</b>
494	7/6/2000	DX 16	<b>DELETED</b>
495	8/29/2000	DX 17	<b>DELETED</b>
496	9/30/1999	DX 18	<b>DELETED</b>
497	10/18/2000	DX 19	<b>DELETED</b>
498	10/31/2000	DX 20	<b>DELETED</b>
499	11/2/2000	DX 21	Letter to R. McGuire RE: Vocall
500	12/4/2000	DX 22	<b>DELETED</b>
501	12/21/2001	DX 23	<b>DELETED</b>
502	12/21/2000	DX 24	<b>DELETED</b>
503	12/21/2000	DX 25	<b>DELETED</b>
504	1/9/2001	DX 26	Relationship Overview
505	1/18/2001	DX 27	<b>DELETED</b>
506	10/21/1998	DX 28	Supply Agreement By and Between Winstar Communications, Inc. and Lucent Technologies Inc.
507	5/4/2000	DX 29	Credit Agreement
508	6/23/2000	DX 30	Credit Agreement
509	8/1/1999	DX 31	Master Service Agreement Between Lucent Technologies, Inc. and Winstar Wireless, Inc.
510	5/9/2000	DX 32	Security Agreement
511	12/22/2000	DX 33	Security Agreement
512	6/20/2000	DX 34	Borrowing Request
513	5/4/2000	DX 35	Credit Agreement
514	12/22/2000	DX 36	Cash Account Security Agreement
515	5/23/2000	DX 37	Equipment User Agreement
516	5/9/2000	DX 38	<b>DELETED</b>
517	6/23/2000	DX 39	B. Nedzi Letter RE: Investment Intermediary Acknowledgment
518	6/23/2000	DX 40	B. Nedzi Letter RE: Disbursing Bank Acknowledgment
519	12/22/2000	DX 41	B. Nedzi Letter RE: Investment Intermediary Acknowledgment
520	12/22/2000	DX 42	B. Nedzi Letter RE: Disbursing Bank Acknowledgment
521	5/9/2000	DX 43	Pledge Agreement
522	10/15/2001	DX 44	Secured Proof of Claim - United States Bakruptcy Court District of Delaware - \$138,957,218.90
523	10/15/2001	DX 45	Unsecured Proof of Claim - United States Bakruptcy Court District of Delaware - \$259,648.81
524	10/15/2001	DX 46	Secured Proof of Claim - United States Bakruptcy Court District of Delaware - \$799,060,307.68
525	3/31/2003	DX 47	Proof of Claim - United States Bankruptcy Court District of Delaware - \$900,000,000.00
526	1/26/2001	DX 48	Notice of Request for Borrowing (Draw Request)
527	1/29/2001	DX 49	M. Montemarano e-mail to P. Derrick, G. Caviness, D. Hopkins, et al re: Winstar drawdown request.
528	2/23/2001	DX 50	Notice of Request for Borrowing (Draw Request).
529	3/30/2001	DX 51	G. Goldman e-mail to G. Manlonney, R. Uhl, K. Monaco, et al. re: Credit Agreement.
530	4/12/2001	DX 52	G. Goldman e-mail to R. Uhl re: Credit Agreement.
531	3/26/2001	DX 53	Notes to Consolidated Financial Statements
532	10/4/2000	DX 54	F. Rubin e-mail to R. Uhl re: Capital Spend- 2000 and 2001.
533	12/11/2000	DX 55	D. Ackerman e-mail to J. Verding re: EO3Q Deal and Follow-ups.
534	12/10/2000	DX 56	B. Zlotnick e-mail to F. Rubin re: Capex.
535	12/21/2000	DX 57	D. Ackerman e-mail to B. Zlotnick re: Cap Ex.
536	12/29/2000	DX 58	D. Ackerman e-mail to F. Jules, R. Uhl and N. Kantor re: 2000 Capex.
537	1/9/2001	DX 59	G. Simpson e-mail to B. Zlotnick re: Lucent Optronics.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

538	1/16/2001	DX 60	G. Simpson e-mail to B. Zlotnick, F. Rubin, D. Huber and D. Ackerman re: Data Circuits.
539	1/18/2001	DX 61	F. Jules e-mail to R. Uhl re Data Circuits.
540	3/23/2001	DX 62	P. Cummings e-mail to G. Goldman re: Q4 2000 Financial Covenant.
541	3/30/2001	DX 63	<b>DELETED</b>
542	4/9/2001	DX 64	P. Cummings and C. Craig memo to R. Bambach and G. Maloney re: Annual Audit - Significant Open Items.
543	4/12/2001	DX 65	G. Illiano e-mail to G. Goldman, J. Desmond, M. Cooperman and P. Cummings re: Dow Jones Newswire - In the Money, A D-Day of Sorts Approaches Winstar.
544	2/13/2001	DX 66	P. Cummings memo to the files re: Meeting with Client Representatives to Discuss Issues Identified to Date.
545	2/14/2001	DX 67	<b>DELETED</b>
546	2/15/2001	DX 68	Audit as of and for the Year Ended December 31, 2000 - Agenda for Discussion with Bill Rouhana.
547	2/26/2001	DX 69	P. Cummings e-mail to G. Goldman re: Debt Covenant Compliance.
548	10/9/2000	DX 70	S. Clement e-mail to D. Ackerman re: Action Items to Manage 200 Capital Spend.
549	10/12/2000	DX 71	D. Ackerman e-mail to F. Jules, R. Uhl and N. Kantor re: Change in Plan on 2000 CapEx Budget.
550	3/30/2004	DX 72A	Salomon Report
551		DX 73	D. Harris letter to R. Uhl re: finance organization
552		DX 74	Key Agreements reached/equipment (Presentation)
553		DX 75	IRS Revenue Ruling 59-60 (Collins Report document)
554		DX 76	<b>DELETED</b>
555		DX 77	2Q Lucent (spread sheet)
556		DX 78	L. Rogers E-mail to J. Orlando, W. Viqueira, N. Aversano, J. Cocito RE: WinStar
557		DX 79	Memo- WinStar/Lucent Optical Network Long Haul Program Executive Summary
558		DX 80	Executive Summary
559		DX 81	WinStar Refinance Notice Chart
560		DX 82	Hub and B-site pricing element of the 9/2000 end of quarter deal
561		DX 83	Fiscal Q3 2000 EOQ Deal
562		DX 84	Lucent/WinStar End of Quarter Deals Fiscal Year 2000.
563		DX 85	Lucent project list (spread sheet)
564	1/26/1998	DX 86	Lucent Technologies delivers record-breaking optical networking capacity; five times greater than current systems AT&T is first customer to deploy
565	10/2/1998	DX 87	winstar/lucent partnership concept
566	10/3/1998	DX 88	N. Kantor E-Mail to N. Aversano RE: WinStar Partnership Concept
567	10/6/1998	DX 89	W. Rouhana E-mail to N. Kantor RE: Lucent ideas
568	10/2/1998	DX 90	WinStar/Lucent Partnership Concept
569	10/13/1998	DX 91	D. Miller Memo to J. Vardell, A. Norris, L. Rogers, P. Hayes, M. Keefe RE: Credit Agreement
570	10/19/1998	DX 92	Memo re: October 21, 1998 board meeting
571	10/19/1998	DX 93	N. Aversano and M. Walsh letter to R. McGinn re: proposed winstar Agreement
572	10/19/1998	DX 94	W. Rouhana E-Mail to N. Kantor, W. Rouhana, G. Holmes, C. Dickson RE: Updated Materials
573	10/21/1998	DX 95	Minutes of a Special Meeting of the Board of Directors of WinStar Communications, Inc.
574	4/22/2000	DX 96	Credit Agreement
575	10/22/1998	DX 97	C. Holmes Transcript to D. Briggs re: Daniel Briggs
576	11/17/1998	DX 98	C. Dickson e-mail to N. Kantor; B. Rouhana; T. Graham re: Lucent Conference Call-November 16, 1998

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

577	11/20/1998	DX 99	R. Haffar E-Mail to C. Bohlin RE: Network Engineering/Traffic Engineering Transition Plan
578	11/24/1998	DX 100	notice for request for borrowing (Draw Request)
579	12/3/1998	DX 101	J. Dwyer E-Mail to C. Dickson RE: Lucent Accounting Treatment
580	12/3/1998	DX 102	D. Ackerman E-Mail to R. Haffar, C. Dickson, T. Graham, F. Rubin, J. Dwyer, R. Schorr, N. Kantor, T. Voreas, S. Whitney RE: Lucent Discussion
581	12/5/1998	DX 103	W. Rouhana e-mail to N. Kantor re: Lucent
582	12/14/1998	DX 104	R. Haffar e-mail to C. Bohlin re: Lucent architecture teams
583	12/14/1998	DX 105	Transition Plan for Lucent Resource Integration
584	12/21/1998	DX 106	<b>DELETED</b>
585	12/23/1998	DX 107	notice of request for borrowing (Draw Request)
586	12/23/1998	DX 108	Staff Meeting Notes and Presentation
587	12/24/1998	DX 109	A. Zendle E-Mail to R. Lewine, J. Gregg RE: Lucent Transition Planning
588	12/24/1998	DX 110	A. Zendle E-Mail with Attachment to R. Lewine, J. Gregg RE: Lucent Transition Planning
589	12/29/1998	DX 111	N. Aversano e-mail to N. Kantor re: Winstar/Lucent Opportunity Assessment.
590	12/23/1998	DX 112	notice of request for borrowing (Draw Request)
591	12/31/1998	DX 113	R. Lewine e-mail to azendle@winstar.com re: transition plan for Lucent resource integration
592	12/31/1998	DX 114	R. Lewine e-mail to J. Burton forwarding Transition Plan for Lucent Resource Integration
593	12/31/1998	DX 115	Transition Plan for Lucent Resource Integration
594	12/31/1998	DX 116	Winstar Form 10-K
595	1/4/1999	DX 117	M. Wilson letter to R. Haffar re: Agreement for network build-out services
596	1/4/1999	DX 118	M. Wilson Letter to R. Haffar RE: additional services to WinStar
597	1/4/1999	DX 119	azendle@winstar.com e-mail to rhaffar@mail.winstar.com re: transition plan for lucent resource integration.
598	1/5/1999	DX 120	<b>DELETED</b>
599	1/14/1999	DX 121	B. Lewine e-mail to A. Zendle re: transition plan for Lucent resource integration
600	1/19/1999	DX 122	Partnership to build winstar's 1999 network (Presentation)
601	1/20/1999	DX 123	R. Haffar E-Mail to A. Zendle RE: Lucent Transition Plan
602	1/27/1999	DX 124	Partnering to Build Winstar's 1999 Network - Follow-up Discussion - Winstar Network Services - January 27, 1999
603	1/28/1999	DX 125	J. Dwyer E-Mail to B. Rouhana, N. Kantor, C. Dickson RE: Lucent Accounting - Good News!
604	2/2/1999	DX 126	Proposed Winstar Architecture - Content Breakdown of 1999 Build Budget
605	2/19/1999	DX 127	Notice of Request for Borrowing (Draw Request)
606	3/1/1999	DX 128	C. Bohlin E-Mail to K. Earle, J. Dwyer RE: Lucent 4Q98 Teleconference
607	3/2/1999	DX 129	Proposed Winstar Architecture- Content Breakdown of 1999 Build Budget (spread sheet)
608	3/5/1999	DX 130	C. Naylor E-Mail to L. Rogers RE: WinStar documents
609	3/9/1999	DX 131	R. Haffar E-Mail to N. Kantor RE: Update Re Your meeting with Nina
610	3/9/1999	DX 132	ATM Pricing and Discount Terms for WinStar Communications, Inc.
611	3/22/1999	DX 133	Notice of Request for Borrowing (Draw Request)
612	3/23/1999	DX 134	R. Haffar E-mail to F. Rubin, J. Dwyer, R. Schorr RE: Update on Financing issues
613	3/25/1999	DX 135	B. McGuire E-Mail to N. Kantor RE: project 100 status
614	3/26/1999	DX 136	R. Haffar E-mail to F. Rubin RE: WinStar Pass Throughs-1st Draft
615	3/26/1999	DX 137	P. Hayes e-mail to C. Naylor re: Winstar
616	3/27/1999	DX 138	R. Haffar E-Mail to N. Kantor RE: Lucent Update, No Action Necessary
617	3/29/1999	DX 139	R. Haffar Letter to M. Wilson RE: products and services
618	3/29/1999	DX 140	R. Haffar Letter to M. Wilson RE: Supply Agreement
619	3/29/1999	DX 141	R. Haffar e-mail to L. Hicks re: Lucent issues.
620	3/30/1999	DX 142	M. Wilson letter to R. Haffar re: supply Agreement

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

621	3/31/1999	DX 143	M. Wilson letter to R. Haffar re: Agreement for network build-out
622	3/31/1999	DX 144	D. Ackerman e-mail to J. Everding re: Lucent PO
623	3/31/1999	DX 145	addendum to the supply Agreement between winstar and lucent
624	3/31/1999	DX 146	M. Wilson e-mail to R. Haffar re: Agreement for Network Build-out
625	4/1/1999	DX 147	R. Haffar E-Mail to N. Kantor, N. Aversano, W. Plunkett RE: Thanks
626	4/5/1999	DX 148	C. Dickson E-Mail to F. Rubin RE: Lucent PO
627	4/9/1999	DX 149	C. Dickson E-Mail to N. Kantor RE: LU Financing Issues with New PO
628	4/29/1999	DX 150	notice of request for borrowing (Draw Request)
629	5/11/1999	DX 151	Winstar Credit Agreement
630	6/1/1999	DX 152	amendment to the supply Agreement by and between winstar communications and lucent
631	4/29/1999	DX 153	notice of request for borrowing (Draw Request)
632	6/4/1999	DX 154	J. Dwyer E-mail to R. Haffar RE: Lucent Subcontracting Notice
633	6/8/1999	DX 155	L. Rogers E-mail to F. Rubin RE: Escalation to Nina re WinStar Services Pass-Through
634	6/21/1999	DX 156	F. Rubin e-mail to D. Nidowicz re: Lucent payments.
635	6/24/1999	DX 157	J. Davidson E-Mail to J. Diroma RE: Winstar Services
636	6/25/1999	DX 158	W. Carapezzi e-mail to L. Rogers re Winstar Update/Rouhana-McGinn Telephone Call
637	6/28/1999	DX 159	<b>DELETED</b>
638	6/23/1999	DX 160	notice of request for borrowing (Draw Request)
639	6/29/1999	DX 161	notice of request for borrowing (Draw Request)
640	7/7/1999	DX 162	R. Haffar E-Mail to N. Kantor RE: Follow-Up to Saturday's call
641	7/14/1999	DX 163	N. Kantor e-mail to cdickson@winstar.com; F. Rubin; J. Dwyer re: responses to your request.
642	7/26/1999	DX 164	Summary of Lucent Meeting
643	7/27/1999	DX 165	Organizing for Success: Executive Review
644	8/3/1999	DX 166	Winstar/Lucent turn-key process meeting
645	7/22/1999	DX 167	Notice of Request for Borrowing (Draw Request)
646	8/5/1999	DX 168	M. Wilson e-mail to jdwyer@winstar.com; frubin@winstar.com etc. re: Turnkey order approach.
647	8/23/1999	DX 169	H. Shartel E-mail to C. Dickson RE: Lucent/B-Site Cab's
648	8/24/1999	DX 170	K. Castellon e-mail to T. O'Hara re: turnkey business model
649	8/24/1999	DX 171	Notice of Request for Borrowing (Draw Request)
650	9/8/1999	DX 172	J. Kim E-Mail to Winstar Employees RE: Executive Memo WNS Organization
651	9/14/1999	DX 173	D. Ackerman e-mail to N. Kantor re: apologies
652	9/18/1999	DX 174	B. Zlotnick e-mail to D. Ackerman re: critical path items - require immediate action
653	9/21/1999	DX 175	Statement and Invoice totalling \$37,075,925.
654	9/22/1999	DX 176	B. Zlotnick E-mail to N. Kantor RE: Williams 9/30 Date
655	9/22/1999	DX 177	Notice of Request for Borrowing (Draw Request)
656	9/24/1999	DX 178	S. Lidd e-mail to J. Dwyer re: Lucent and Williams flow.
657	9/26/1999	DX 179	J. Dwyer E-mail to S. Lidd, J. Dwyer, M. Viscio RE: Lucent and Williams flow
658	9/29/1999	DX 180	L. Rogers E-mail to F. Rubin RE: Availability under Lucent commitment
659	8/24/1999	DX 181	Notice of Request for Borrowing (Draw Request)
660	10/12/1999	DX 182	D. Ackerman E-Mail to D. Huber RE: Winstar NMS Hardware Platform Quotes
661	11/3/1999	DX 183	D. Ackerman E-mail to A. Zendie RE: more thoughts about cisco
662	11/16/1999	DX 184	D. Christian E-Mail to S. Lidd, F. Rubin RE: wire status
663	11/19/1999	DX 185	C. Naylor Letter to D. Ackerman RE: turnkey deliverables
664	11/22/1999	DX 186	N. Kantor E-mail to F. Rubin RE: LU Assistance
665	11/22/1999	DX 187	D. Digirolomo e-mail to F. Manzi re: winstar yr. 2000 spend meeting
666	11/23/1999	DX 188	Notice of Request for Borrowing (Draw Request)
667	11/30/1999	DX 189	Notice of Request for Borrowing (Draw Request)

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

668	11/30/1999	DX 190	M. Dowdy e-mail to M. Epstein; T. O'Hara; K. Black re: transition plan for Lucent resource integration
669	12/6/1999	DX 191	C. Czerner e-mail to D. Ackerman re: Williams Discussions
670	12/3/1999	DX 192	Notice of Request for Borrowing (Draw Request)
671	12/7/1999	DX 193	C. Naylor e-mail to M. Hill, T. Crocco, B. Zlotnick, D. Huber, et al. re: Turnkey meeting on 12/09/99.
672	12/13/1999	DX 194	Amendment No. 7 to the Credit Agreement
673	12/14/1999	DX 195	B. Genner e-mail to L. Hicks re: Turnkey update w/o 12/06/99.
674	12/15/1999	DX 196	E-mail message re: Executive Memo and Press Release - Winstar Enters into \$900 Million Investment Agreement with Microsoft and Leading Investment Firms, Microsoft and Winstar Announce Agreement to Deliver Broadband Applications.
675	12/15/1999	DX 197	E-mail message re: Press Release - Winstar enters into \$900 Million Investment Agreement with Microsoft and Leading Investment Firms.
676	12/17/1999	DX 198	L. Hicks e-mail to V. Petrini re: 4Q 99 request
677	12/17/1999	DX 199	S. Howard e-mail to E. Baggerly re: 3rd party orders-Lucent
678	12/17/1999	DX 200	D. Ackerman e-mail to M. Wilson re: phone system for ICI will not be deployed by Lucent
679	12/17/1999	DX 201	M. Wilson e-mail to D. Ackerman re: phone system for ICI will not be deployed by Lucent
680	12/25/1999	DX 202	N. Kantor e-mail to N. Aversano re: incremental order
681	12/27/1999	DX 203	Notice of Request for Borrowing (Draw Request)
682	12/27/1999	DX 204	Notice of Request for Borrowing (Draw Request)
683	12/27/1999	DX 205	Notice of Request for Borrowing (Draw Request)
684	12/29/1999	DX 206	I. Marnell E-Mail to T. O'Hara RE: Agreement Required to support the Winstar Proposal
685	12/29/1999	DX 207	D. Ackerman E-Mail to R. Uhl RE: Credit
686	12/29/1999	DX 208	J. Dwyer E-mail to M. Wilson, J. Dwyer, D. Ackerman
687	12/30/1999	DX 209	A. Zendie Letter to C. Naylor RE: shipment of Optical networking equipment
688	12/30/1999	DX 210	M. Wilson letter to D. Ackerman re: Network costs
689	12/31/1999	DX 211	Winstar Form 10-K
690	1/4/2000	DX 212	A. Carrone e-mail to M. Lester; A. Jerden; R. Lepore etc. re: winstar
691	1/6/2000	DX 213	Lucent Technologies comments on expectations for first fiscal quarter 2000 earnings
692	1/18/2000	DX 214	C. Naylor E-Mail to M. Wilson, M. Epstein, M. Dowdy, J. Quinn, A. Jerden, A. Carrone, J. Diroma RE: Winstar Services
693	1/18/2000	DX 215	J. Diroma e-mail to C. Naylor; M. Wilson; M. Epstein etc.. re: winstar service
694	1/21/2000	DX 216	J. Diroma e-mail to M. Deady re: Winstar Budget
695	1/24/2000	DX 217	Notice of Request for Borrowing (Draw Request)
696	1/24/2000	DX 218	J. Gregg e-mail to J. Gregg; R. Kipke and B. Zlotnick re: problems with LH milestones PDF file
697	1/26/2001	DX 219	Notice of Request for Borrowing (Draw Request)
698	2/6/2000	DX 220	J. Noda E-Mail to S. Cassady, F. Manzi RE: WinStar 4Q99 Funds Transfer PO
699	2/7/2000	DX 221	J. Cocito E-Mail to F. Manzi RE: Winstar Services Deal
700	2/8/2000	DX 222	D. Ackerman E-mail to A. Zendie RE: Lucent
701	2/9/2000	DX 223	J. Diroma E-Mail to M. Wilson, M. Epstein, M. Dowdy, J. Quinn, A. Jerden, A. Carrone, C. Naylor RE: Winstar Services
702	2/11/2000	DX 224	S. Colross e-mail to L. Rogers and W. Quinn re: winstar and my career limiting move
703	2/14/2000	DX 225	C. Naylor e-mail to J. Diroma, J. Cocito and D. Rigotti re: update 2FW. winstar services
704	2/17/2000	DX 226	J. Dwyer e-mail to R. Uhl and F. Rubin re: lucent
705	12/1/1998	DX 227	First amendment to the supply Agreement by and between winstar communications and lucent

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

706	3/1/2000	DX 228	<b>DELETED</b>
707	2/28/2000	DX 229	<b>DELETED</b>
708	2/22/2000	DX 230	Notice of Request for Borrowing (Draw Request)
709	3/2/2000	DX 231	V. Campbell E-mail to L. Hicks RE: Meeting 3/6, 3PM-4PM, re End-of-Qtr Reciprocal Deal
710	3/2/2000	DX 232	B. Zlotinichk e-mail to D. Ackerman re: Williams fiber
711	3/3/2000	DX 233	J. Bryce e-mail to A. Zendle re: history made at today at Winstar.
712	3/8/2000	DX 234	A. Zendle e-mail to L. Hicks re: D. Ackerman's 03/07/00 meeting with Lucent.
713			INTENTIONALLY LEFT BLANK
714	3/8/2000	DX 235	A. Zendle E-Mail to L. Hicks RE: Lucent
715	3/9/2000	DX 236	F. Rubin Fax to M. Keefe RE: Latest Lucent term sheet draft of 3/7/00
716	3/9/2000	DX 237	J. Dwyer E-Mail to N. Kantor RE: Lucent Subcontracting
717	3/10/2000	DX 238	J. Dwyer E-Mail to G. Simpson re: Lucent PO
718	3/13/2000	DX 239	D. Nidowicz E-Mail to D. Christian RE: Winstar Services
719	3/13/2000	DX 240	B. Pakenham E-Mail to D. Chrisitan RE: Winstar
720	3/14/2000	DX 241	R. Uhl e-mail to F. Rubin re: Lucent Term Sheet Update.
721	3/15/2000	DX 242	G. Simpson e-mail to J. Dwyer re: Q1 2000 Lucent PO Estimate.
722	3/17/2000	DX 243	D. Danielsen e-mail to L. Hicks re: DWDM Maintenance Routes.
723	3/20/2000	DX 244	J. Lusk Letter to F. Rubin RE: Vendor Financing Commitment
724	3/20/2000	DX 245	B. McGuire e-mail to J. Dwyer re: sale of license right to use.
725	3/21/2000	DX 246	B. Zlotnick Letter to A. Zendie RE: FOR YOUR DECISION
726	3/22/2000	DX 247	D. Ackerman E-mail to A. Zendie
727	3/22/2000	DX 248	D. Ackerman e-mail to N. Kantor re: Meeting with Mark Wilson.
728	3/24/2000	DX 249	N. Aversano e-mail to N. Kantor re: Agreements
729	3/28/2000	DX 250	Purchase Order
730	3/28/2000	DX 251	D. Ackerman E-Mail to A. Zendie RE: Additional Services Addendum
731	3/28/2000	DX 252	M. Wilson E-Mail to D. Ackerman RE: Follow up to yesterday's discussion
732	3/28/2000	DX 253	S. Dodd e-mail to L. Hicks re: ASM quote.
733	3/29/2000	DX 254	R. Bambach E-Mail to S. Lidd RE: wamlnet warehouse
734	3/29/2000	DX 255	M. Wilson Letter to D. Ackerman RE: timeline
735	3/29/2000	DX 256	M. Keefe e-mail to K. Zinghini re: requested waivers
736	3/29/2000	DX 257	D. Ackerman email to C. Naylor re Features Deliverables - Penalties
737	3/30/2000	DX 258	J. Dwyer E-Mail to M. Wilson RE: Credit
738	3/30/2000	DX 259	L. Grayson E-mail to A. Zendie RE: Updated Contractual Documentation
739	3/30/2000	DX 260	F. Manzi e-mail to M. Wilson re: resale of winstar asset purchase.
740	3/31/2000	DX 261	M. Wilson Fax to D. Ackerman RE: additional \$3,000,000 in network costs
741	3/27/2000	DX 262	Notice of Request for Borrowing (Draw Request)
742	3/29/2000	DX 263	Notice of Request for Borrowing (Draw Request)
743	3/31/2000	DX 264	C. Naylor E-mail to J. Vickers, K. Richardson RE: Winstar Credit Letter
744	3/31/2000	DX 265	A. Zendle Letter to C. Naylor RE: Optical Network delivery
745	3/31/2000	DX 266	C. Naylor E-Mail to L. Hicks RE: incremental costs for lack of end-to-end provisioning
746	3/31/2000	DX 267	A. Fulton e-mail to C. Levasseur, R. Conway, F. Robeson, C. Williams, et al. re: 2Q00 upgrade revenue from Winstar.
747	3/31/2000	DX 268	M. Wilson letter to D. Ackerman re: networks costs
748	3/31/2000	DX 269	L. Zapico e-mail to J. Diroma re: approvals needed on another POA for a second winstar funds transfer for this 1000.
749	3/31/2000	DX 270	Winstar Form 10-Q
750	4/3/2000	DX 271	R. Lewine E-Mail to B. Zlotnick RE: George's Reply
751	4/5/2000	DX 272	E-Mail with Attachment to N. Holcomb RE: Siemens Accelerated Proposal
752	4/6/2000	DX 273	W. Fullerton e-mail to J. Diroma re: resale of winstar asset purchase
753	4/6/2000	DX 274	J. Quinn e-mail to J. Diroma re: rationale for lucent/winstar quarterly funds transfers for network buildout services
754	4/11/2000	DX 275	D. Ackerman e-mail to A. Zendle re: Siemens Accelerated Proposal

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

755	4/14/2000	DX 276	F. Rubin E-mail to K. Zinghini, D. Nidowicz RE: Lucent
756	3/29/2000	DX 277	Notice of Request for Borrowing (Draw Request)
757	4/27/2000	DX 278	S. Colross e-mail to J. Cocito re: winstar
758	4/27/2000	DX 279	Audix Message from J. Cocito to N. Aversano re: financing stumbling block.
759	5/2/2000	DX 280	L. Hicks E-Mail to F. Rubin RE: Siemens meeting/questions
760	5/2/2000	DX 281	K. Monaco E-Mail to S. Colross
761	5/2/2000	DX 282	B. Perricone and J. Kersten memo to P. Sperling, J. Orlando and B. Viqueira re: Winstar Communication
762	5/2/2000	DX 283	Winstar Outstanding New Facility WVF-1
763	5/4/2000	DX 284	revolving credit and term loan Agreement
764	5/4/2000	DX 285	Winstar-WVF-1
765	5/9/2000	DX 286	F. Rubin letter to E. Perricone re: thank you note for help on transaction.
766	5/12/2000	DX 287	L. Grayson E-mail to A. Zendie RE: Siemens Update
767	5/15/2000	DX 288	N. Kantor E-mail to D. Ackerman RE: Siemens
768	5/15/2000	DX 289	B. Rouhana and N. Kantor E-mail to Winstar Employees RE: Executive Memo Winstar Completes Strategic Refinancing
769	5/16/2000	DX 290	K. Monaco E-Mail to R. Uhl RE: Cisco & Siemens - Financing Update
770	5/17/2000	DX 291	M. Burke letter to N. Aversano re: Friday gap closure call
771	5/17/2000	DX 292	L. Rogers e-mail to S. Colross re: Winstar Financing Facility.
772	5/18/2000	DX 293	K. Monaco E-mail to S. Kasera RE: Side Letter Agreement to our Supply Agreement
773	5/22/2000	DX 294	S. Kasera E-mail to F. Boyer RE: Financing Structure
774	5/23/2000	DX 295	L. Rogers e-mail to V. Petrini, D. Forrester, M. Epstein, T. O'Hara, et al re: Winstar Financing - Update.
775	5/23/2000	DX 296	Perfection Certificate
776	5/24/2000	DX 297	M. Deady e-mail to J. Diroma re Winstar Financing update.
777	5/30/2000	DX 298	D. Ackerman E-Mail to R. Uhl, N. Kantor RE: Operational Strategy
778	6/1/2000	DX 299	L. Rogers e-mail to D. Hopkins attaching 05/31/00 Winstar briefing memorandum.
779	6/1/2000	DX 300	A. Alfred e-mail to L. Rogers and E. Perricone re: Winstar Summary.xls
780	6/12/2000	DX 301	D. Danielson e-mail to L. Hicks re: heads-up EOQ items
781	6/13/2000	DX 302	E. Perricone E-mail to L. Rogers, W. Viqueira, J. Cocito RE: WVF I LLC-First Draw Down Request
782	6/14/2000	DX 303	K. Monaco E-Mail to F. Rubin RE: LU Update
783	6/14/2000	DX 304	D. Ackerman e-mail to L. Hicks re: Turnkey Hub/B Cost Reduction.
784	6/14/2000	DX 305	J. Dwyer E-Mail to F. Rubin RE: Checks
785	6/17/2000	DX 306	R. Lewine e-mail to D. Rigotti; W. Plunkett; V. Petrini ect Re: winstar hubs and bs pricing with some clarifications.
786	6/19/2000	DX 307	K. Castellon e-mail to M. Wilson; K. O'Grady; W. Plunkett; F. Manzi re: Remember the IRU's
787	6/22/2000	DX 308	L. Hicks e-mail to B. Genner; G. Thomas re: jeopardy on stingers for converged access network
788	6/23/2000	DX 309	Notice of Request for Borrowing (Draw Request)
789	6/23/2000	DX 310	F. Rubin e-mail to E. Perricone, L. Rogers and S. Colross re: Sale of Lucent's Winstar Paper.
790	6/23/2000	DX 311	D. Ackerman e-mail to N. Kantor re: Lucent money
791	6/23/2000	DX 312	C. Naylor e-mail to D. Harris re: b-site pricing for winstar
792	6/23/2000	DX 313	parks - Lucent e-mail to W. Plunkett re: A-1 winstar EOQ deal
793	6/23/2000	DX 314	C. Naylor e-mail to W. Plunkett and R. Helfrich re: A-1 Winstar EOQ Deal.
794	6/23/2000	DX 315	D. Nielsen e-mail to L. Hicks re: SNC/SNMS Exper User/Operations Services SOW
795	6/23/2000	DX 316	N. Kantor e-mail to D. Ackerman re: VoDSL Media Report
796	6/26/2000	DX 317	D. Ackerman e-mail to N. Kantor re: end of quarter deals with lucent and winstar

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

797	6/26/2000	DX 318	T. Feil e-mail to V. Heron, N. Aversano, et al. re: Material lists to support ONG end of quarter deal for Winstar.
798	6/26/2000	DX 319	G. Hogue e-mail to L. Hicks re: SNC/SNMS Exper User/Operations Services SOW
799	6/26/2000	DX 320	Winstar Form S-3
800	6/27/2000	DX 321	F. Rubin E-Mail to J. Dwyer, R. Uhl RE: Lucent Services PO
801	6/28/2000	DX 322	M. Wilson Letter to D. Ackerman RE: additional \$14,000,000 in network operating costs
802	6/28/2000	DX 323	F. Rubin e-mail to R. Uhl re: Lucent EOQ PO's.
803	6/28/2000	DX 324	L. Hicks e-mail to D. Ackerman re: EOQ Deals
804	6/30/2000	DX 325	Winstar Form 10-Q
805	6/30/2000	DX 326	B. Plunkett Letter to D. Ackerman RE: 14,000,000 credit
806	10/28/1998	DX 327	supplemental software Agreement between winstar and lucent
807	6/29/2000	DX 328	T. Feil e-mail to L. Hicks re: Product changes to Morrow inventory of wavestar 400G equipment
808	6/30/2000	DX 329	B. Plunkett letter to D. Ackerman re: Lucent provision of \$14,000,000 credit to Winstar.
809	6/30/2000	DX 330	J. Dwyer e-mail to R. Uhl and F. Rubin re: PO for Lucent services.
810	6/30/2000	DX 331	D. Rigotti e-mail to S. Linnell re: Revised 2Q00 deal.
811	6/30/2000	DX 332	D. Ackerman e-mail to L. Hicks re: software pool Agreement
812	6/30/2000	DX 333	V. Petrini E-mail to A. Fulton, W. Plunkett, W. Montgomery, etc. RE: SOFTWARE POOL Agreement
813	6/30/2000	DX 334	L. Hicks Letter to V. Petrini re: optical networking equipment
814	6/30/2000	DX 335	R. Uhl E-Mail to F. Rubin RE: Lucent EOQ PO's
815	7/4/2000	DX 336	N. Kantor e-mail to D. Ackerman re: winstar-cisco executive meeting update.
816	6/30/2000	DX 337	B. Plunkett Letter to D. Ackerman RE: additional \$14,000,000 in network operating costs
817	7/5/2000	DX 338	D. Rigotti E-Mail to C. Naylor, D. Harris, W. Plunkett, W. Montgomery RE: Hyb & B Pricing
818	7/6/2000	DX 339	K. Chawla e-mail to R. Uhl re: Siemens due diligence
819	7/6/2000	DX 340	K. Monaco e-mail to S. Kasera re: Asset valuation data for Winstar
820	7/6/2000	DX 341	K. Monaco E-mail to F. Rubin RE: Siemens due diligence
821	7/7/2000	DX 342	T. Shevock e-mail to L. Person; Y. Wilder; B. Seay etc. Re: vender releations
822	7/9/2000	DX 343	R. Lewine E-Mail to W. Plunkett, C. Naylor, D. Harris, B. Genner, etc. RE: URGENT B-Site Pricing
823	7/24/2000	DX 344	F. Rubin E-mail to H. Sharitel RE: Budget Issues
824	7/24/2000	DX 345	B. Weissenberger e-mail to L. Hicks, K. Dean, et al. re: A&E pricing.
825	7/24/2000	DX 346	J. Diroma e-mail to J. Cocito, C. Naylor, E. Perricone, L. Rogers, et al. re: Winstar Services.
826	7/24/2000	DX 347	Notice of Request for Borrowing (Draw Request)
827	7/28/2000	DX 348	W. Plunkett E-Mail to J. Diroma RE: Private, Important
828	7/31/2000	DX 349	Winstar and Oracle Enter Into Strategic Partnership
829	7/31/2000	DX 350	V. Petrini E-mail to D. Huber, T. Shevock, B. Zlotnick, D. Rigotti RE: data center equipment
830	8/2/2000	DX 351	J. Stephens e-mail to Winstar re: Executive Memo and Press Release Winstar Results Up Sharply
831	8/4/2000	DX 352	Winstar Form S-4
832	8/7/2000	DX 353	L. Hicks e-mail to B. Zlotnick re weekly lucent converged archiecture review meeting
833	8/15/2000	DX 354	D. Huber e-mail to D. Ackerman; L. Hicks etc. re: product changes to the ASM inventory
834	8/17/2000	DX 355	G. Garrett e-mail to N. Aversano, W. Plunkett, L. Fawcett, N. De Tura and D. Harris re: Winstar LH Jeopardy.
835	8/21/2000	DX 356	G. Simpson e-mail to R. Bambach re Nate's meeting with Lucent

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

836	8/18/2000	DX 357	F. Rubin e-mail to R. Uhl re: Siemens Status
837	8/18/2000	DX 358	Winstar Major Projects/Issues Status.
838	8/21/2000	DX 359	Winstar Strategy Development and Action Planning (SDAP) Workshop
839	8/24/2000	DX 360	Notice of Request for Borrowing (Draw Request)
840	8/28/2000	DX 361	V. Petrini e-mail to K. Richardson re: action item
841	8/29/2000	DX 362	R. Helfrich E-mail to K. Hoggard, V. Petrini, J. Harris, etc. RE: Anixter 400G inventory
842	8/29/2000	DX 363	D. Ackerman E-Mail to R. Uhl RE: ONG and Hubs and B's addenda and SoWs
843	8/29/2000	DX 364	W. Fullerton e-mail to J. Diroma re: Resale of Winstar Asset Purchase.
844	8/28/2000	DX 365	Winstar Form S-3
845	8/30/2000	DX 366	L. Hicks E-Mail to D. Ackerman RE: Lucent Strategy
846	8/31/2000	DX 367	B. Zlotnick e-mail to D. Ackerman re: WLA revenue for 3Q
847	9/1/2000	DX 368	D. Hopkins e-mail to W. Viquiera and K. DaSilva re: much to do
848	9/1/2000	DX 369	S. Kasera E-mail to F. Rubin, K. Monaco RE: Financing Structure
849	9/1/2000	DX 370	D. Harris E-Mail to L. Rogers RE: Winstar Update
850	9/3/2000	DX 371	V. Petrini e-mail to L. Titterington re: action item
851	9/4/2000	DX 372	D. Hopkins E-Mail to L. Rogers, M. Carroll, P. Derrick, N. Aversano RE: Winstar Update
852	9/5/2000	DX 373	L. Rogers Memo to P. Derrick RE: WinStar Briefing Memo
853	9/6/2000	DX 374	J. Cocito Letter to N. Aversano RE: security investigation
854	9/6/2000	DX 375	L. Rogers e-mail to D. Hopkins, W. Viqueira, N. Aversano and P. Derrick re: Winstar Chronology.
855	9/11/2000	DX 376	V. Heron E-mail to J. Cocito, D. Harris, W. Plunkett, B. Montgomery, R. Mark RE: Winstar chronology-update
856	9/12/2000	DX 377	Minutes of a Meeting of the Board of Directors of Winstar Communications, Inc.
857	9/13/2000	DX 378	A. Masullo e-mail to W. Plunkett; D. Harris; M. Epstein etc. re: Winstar Service Call
858	9/14/2000	DX 379	S. Kasera E-mail to F. Rubin, K. Monaco RE: Indicative Term Sheet
859	9/14/2000	DX 380	J. Newsom E-Mail to D. Harris, V. Petrini RE: EOQ Deal Summary
860	9/14/2000	DX 381	Lucent/Winstar End of Quarter Deals Fiscal Year 2000
861	9/15/2000	DX 382	D. Rigotti E-Mail to G. Garrett RE: Winstar Services Position
862	9/17/2000	DX 383	D. Huber E-Mail to D. Ackerman RE: Siemens
863	9/17/2000	DX 384	G. Petitt e-mail to B. Genner and D. Parks re: Lucent Approach to Advanced IP Services Support.
864	9/17/2000	DX 385	K. O'Grady e-mail to V. Petrini, D. Harris, L. Titterington, et al. re: EOQ Latest after Sunday evening call.
865	9/18/2000	DX 386	F. Jules e-mail to N. Marino re: ATG
866	9/18/2000	DX 387	F. Jules e-mail to N. Kantor re: Florida Long Haul
867	9/19/2000	DX 388	M. Kerner e-mail to M. McFadden, J. Diroma, N. Aversano, R. Mark, G. Garrett, F. Mazni, M. Epstein, J. Cocito RE: Materials for Winstar Call Today, 9/19/00
868	9/19/2000	DX 389	Winstar/Lucent 2000-2001 partnership deal
869	9/22/2000	DX 390	D. Harris E-Mail with Attachment to D. Ackerman, R. Uhl RE: Winstar Services Purchase Order
870	9/22/2000	DX 391	D. Harris e-mail to N. Kantor and F. Jules re: winstar services purchase order
871	9/22/2000	DX 392	W. Rouhana e-mail to N. Kantor re: groundwork for Cisco and Siemens deals.
872	9/22/2000	DX 393	A. Alfred E-mail to A. Brooks, A. Derksen, A. Fasciano, A. Jerden, etc. RE: Winstar Drawdown 09/29/00
873	9/22/2000	DX 394	Notice of Request for Borrowing (Draw Request)
874	9/22/2000	DX 395	Winstar/Lucent Partnership Deal
875	9/22/2000	DX 396	D. Harris letter D. Ackerman letter re: supply Agreement
876	9/22/2000	DX 397	D. Harris letter to D. Ackerman re: supply Agreement
877	9/22/2000	DX 398	F. Manzi E-Mail to K. O'Grady RE: Update on Radios
878	9/24/2000	DX 399	N. Kantor E-Mail to N. Aversano RE: Winstar Services Purchase Order

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

879	9/25/2000	DX 400	N. Kantor E-Mail to D. Ackerman, F. Jules, R. Uhl RE: Updated Deals List
880	9/25/2000	DX 401	D. Rigotti E-mail to D. Harris RE: Winstar Services Clarification
881	9/25/2000	DX 402	J. Cocito e-mail to F. Manzi re: Winstar Services.
882	9/25/2000	DX 403	A. Alfred e-mail to V. Petrini re: winstar drawdown
883	9/25/2000	DX 404	G. Simpson e-mail to F. Rubin re: revised draw #4
884	9/25/2000	DX 405	N. Kantor e-mail to D. Ackerman re: Business Deal V2.
885	9/25/2000	DX 406	A. Dollins e-mail to D. Harris attaching chart re: Winstar Issues/Status/Solutions.
886	9/25/2000	DX 407	D. Christian E-Mail to J. Diroma RE: June Winstar billing
887	9/27/2000	DX 408	N. Aversano Letter to N. Kantor and R. Uhl RE: purchase order WVFI-0000002958
888	9/27/2000	DX 409	Hubs and B's History -Winstar
889	9/28/2000	DX 410	winstar/lucent 2000 partnership deal- decision matrix
890	9/28/2000	DX 411	D. Harris E-Mail to W. Plunkett, B. Montgomery, J. Cocito, V. Heron RE: Lucent Credit
891	9/28/2000	DX 412	G. Maloney E-Mail to N. Aversano re: Lucent Credit.
892	9/29/2000	DX 413	D. Harris Letter to D. Ackerman RE: \$10,000,000 credit
893	9/29/2000	DX 414	<b>DELETED</b>
894	9/29/2000	DX 415	<b>DELETED</b>
895	9/29/2000	DX 416	D. Harris letter to D. Ackerman re: operating costs
896	9/29/2000	DX 417	J. Bullen e-mail to V. Petrini; adollins@lucent.com; dharrisbrown@lucent.com etc. Re: winstar/lucent enterprise integration lab
897	9/29/2000	DX 418	R. Uhl Memo to D. Ackerman, F. Jules, N. Kantor, G. Maloney, F. Rubin, B. Zlotnick RE: Winstar & Lucent
898	9/29/2000	DX 419	A. Fulton e-mail to J. Bullen re: A-1 S/W Services.
899	9/29/2000	DX 420	B. Zlotnick letter to V. Petrini re: bill and hold for Lucent optical equipment
900	9/29/2000	DX 421	Software Pool Agreement between Winstar and Lucent
901	9/29/2000	DX 422	Press Release - Winstar Communications
902	9/29/2000	DX 423	<b>DELETED</b>
903	9/29/2000	DX 424	R. Uhl Memo to D. Ackerman, F. Jules, N. Kantor, J. Maloney, F. Rubin, B. Zlotnick RE: Winstar & Lucent
904	9/29/2000	DX 425	B. Zlotnick Letter to V. Petrini RE: Bill and Hold Letter for Lucent Stinger DSLAMs and cabinets
905	9/29/2000	DX 426	W. Plunkett e-mail to V. Heron re: Lucent Credit
906	9/29/2000	DX 427	Software Pool Agreement Between Winstar Communications, Inc. and Lucent Technologies Inc. (Terrell Declaration Exhibit 1)
907	9/29/2000	DX 428	N. Aversano E-mail to D. Harris, W. Plunkett, B. Montemarano, J. Cocito RE: Lucent Credit
908	9/30/2000	DX 429	Winstar Form 10-Q (Collins Report document)
909	10/20/2000	DX 430	10 Year Equity Model (Collins Report document)
910	10/1/2000	DX 431	Statement and Invoice
911	10/2/2000	DX 432	D. Ackerman e-mail to N. Kantor re: winstar contractor services
912	10/3/2000	DX 433	N. Kantor e-mail to D. Ackerman re: Siemens Order for '00
913	10/4/2000	DX 434	V. Petrini e-mail to D. Rigotti re: hub construction cost update
914	10/5/2000	DX 435	D. Ackerman E-mail to F. Rubin RE: Lucent Contractor Services
915	10/5/2000	DX 436	W. Fullerton e-mail to D. Harris; J. Diroma; A. Carrone etc. re: Winstar IRU's
916	10/6/2000	DX 437	K. Dean E-Mail to B. Weissenberger RE: EOQ - No more hub of B-site change orders
917	10/6/2000	DX 438	W. Plunkett letter to D. Ackerman re: development of the Enterprise Integration Laboratory.
918	10/8/2000	DX 439	K. Monaco E-Mail to F. Rubin RE: Siemens Head's Up
919	10/10/2000	DX 440	D. Ackerman e-mail to R. Uhl re: Siemens
920	10/11/2000	DX 441	K. Chawla E-mail to N. Kantor RE: Winstar/Siemens
921	10/14/2000	DX 442	D. Huber E-Mail to J. Bullen RE: Lucent Outsourcing Project

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

922	10/16/2000	DX 443	B. Plunkett letter to D. Ackerman re: defer billing
923	10/18/2000	DX 444	V. Petriini e-mail to P. Perry; B. Genner ect. Re: Q1 FY2001
924	10/19/2000	DX 445	Lucent/Winstar end of quarter deal fiscal year Q42000
925	10/19/2000	DX 446	D. Nidowicz Fax to A. Alfred RE: Revised Draw Request for 10/24/00
926	10/20/2000	DX 447	F. Rubin E-Mail to N. Kantor RE: Lucent Wire on Monday
927	10/20/2000	DX 448	B. Plunkett letter to D. Ackerman re: Winstar credit for optical equipment
928	10/20/2000	DX 449	B. Plunkett letter to D. Ackerman re: pricing and commitments.
929	10/20/2000	DX 450	E. Perricone E-mail to D. Harris, N. Aversano RE: Winstar Refinance Notice
930	10/20/2000	DX 451	W. Plunkett letter to D. Ackerman re: Lucent credit of \$35M to Winstar upon receipt of first order for optical equipment in CYQ42000.
931	10/23/2000	DX 452	D. Huber E-Mail to L. Hicks RE: Winstar Services Meeting on Tuesday
932	10/23/2000	DX 453	A. Alfred e-mail to A. Carrone; A. Derksen; A. Fasciano etc re: Winstar Drawdown
933	10/25/2000	DX 454	D. Huber E-mail to N. Kantor, F. Jules, D. Ackerman RE: Cisco Summary
934	10/26/2000	DX 455	B. Zlotnick E-Mail to F. Rubin RE: Lucent Meeting
935	10/26/2000	DX 456	A. Dollins e-mail with attachment to D. Harris re: winstar consumer briefing
936	10/26/2000	DX 457	F. Rubin E-Mail with Attachment to B. Rouhana, R. Uhl RE: Lucent Term Sheet
937	10/26/2000	DX 458	J. Alfasi e-mail to E. Mullan re: Exec Review 10/26
938	10/27/2000	DX 459	N. Kantor E-Mail to F. Jules, R. Uhl RE: 2000 Capex Forecast
939	10/27/2000	DX 460	<b>DELETED</b>
940	10/31/2000	DX 461	Credit Suisse First Boston Private Equity investment Committee Presentation.
941	11/1/2000	DX 462	L. Rogers E-mail to D. Harris RE: Wistar Schacht Presentation
942	11/1/2000	DX 463	Winstar Final
943	11/1/2000	DX 464	<b>DELETED</b>
944	11/1/2000	DX 465	L. Rogers e-mail to M. Hund-Mejean re: Winstar
945	11/1/2000	DX 466	Winstar Financing
946	11/1/2000	DX 467	(Presentation) Winstar Financing
947	11/1/2000	DX 468	D. Harris E-Mail to L. Rogers RE: feedback
948	11/1/2000	DX 469	D. Wu e-mail to N. Kantor re: 4Q revenue from Hong Kong
949	11/4/2000	DX 470	E. Perricone e-mail to F. Rubin, K. Monaco, R. Uhl, et al. re: Winstar Due Diligence.
950	11/6/2000	DX 471	J. Ritter E-Mail with Attachment to B. Zlotnick, L. Hicks RE: Tomorrow's Presentation
951	11/6/2000	DX 472	F. Rubin letter to Siemens AG re: Winstar Communications, Inc - Term Loan C.
952	11/6/2000	DX 473	Supplemental Agreement among Winstar Communications, Inc , Siemens Carrier Networks LLC, And Siemens Aktiengesellschaft.
953	11/6/2000	DX 474	Supplemental Agreement among Winstar Communications, Inc., and Siemens
954	11/7/2000	DX 475	M. Montemarano e-mail to P. Derrick re Winstar LWI 00073113A-00043113A
955	11/7/2000	DX 476	Minutes of meeting of the board of directors of winstar communications
956	11/7/2000	DX 477	E. Perricone E-Mail to M. Keefe, P. Derrick, J. Diroma, etc. RE: Winstar
957	10/19/1998	DX 478	C. Dickson memorandum to W. Rouhana, N. Kantor, S. Chrst, B. Wasserman, S. Magyar, W. vanden Heuvel and J. Cash re: October 21, 1998 Board Meeting
958	11/8/2000	DX 479	J. Stephens E-Mail to Winstar Employees RE: Executive Memo & Press Releases Winstar Reports Continued Strong Results, Winstar Secures Over \$1 billion in Additional Financing Agreements
959	11/8/2000	DX 480	Press Release: "Winstar Reports Continued Strong Results"
960	11/8/2000	DX 481	F. Rubin E-mail to B. Fukuhar, D. Rogan, R. Drobny, etc RE: Winstar/Cisco Partnership
961	11/8/2000	DX 482	Winstar Secures Over \$1 Billion in Additional Financing Agreements: Company Funded Into 2002 (Krozsner Report document)
962	11/10/2000	DX 483	D. Nidowicz E-mail to F. Rubin RE: cash issues

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

963	11/10/2000	DX 484	F. Rubin letter to M. Hund-Mejean re: Winstar/Lucent Financing
964	11/10/2000	DX 485	F. Jules E-Mail to N. Kantor RE: 2000 capex forecast
965	11/13/2000	DX 486	F. Rubin letter to M. Hund-Mejean re: winstar/lucent financings
966	11/13/2000	DX 487	F. Rubin letter to M. Hund-Mejean re: winstar/lucent financings
967	11/14/2000	DX 488	N. Kantor e-mail to mtfink@winstar.com; B. McGuire; R. Uhl etc. re: the eagle has landed
968	11/15/2000	DX 489	L. Rogers e-mail to P. Derrick, M. Keefe and W. Quinn re: Winstar Letter of November 13.
969	11/16/2000	DX 490	P. Hayes E-Mail to M. Hund-Mejean RE: Winstar
970	11/16/2000	DX 491	L. Rogers e-mail to D. Harris, P. Derrick, R. Mark, M. Montemarano, et al. re: Fred Rubin Letter.
971	11/16/2000	DX 492	V. Petrini E-Mail to D. Harris RE: Winstar Services Agreement Conference Call
972	11/16/2000	DX 493	Winstar Capital Corp. Base Case Model Covenants (Collins Report document)
973	11/18/2000	DX 494	B. Genner E-mail to D. Parks et. al. RE: Data products business case
974	11/19/2000	DX 495	M. Hund-Mejean e-mail to D. Harris re: winstar
975	11/20/2000	DX 496	F. Jules E-mail to N. Kantor RE: 2000 projection 11-15
976	11/20/2000	DX 497	D. Ackerman E-Mail to N. Kantor RE: Lucent 2001 Proposal
977	11/20/2000	DX 498	M. Hund-Mejean and D. Harris Letter to F. Rubin RE: interpretation of response and response to proposal
978	11/20/2000	DX 499	J. Everding e-mail to N. Marino re: Lucent deal for 2001
979	11/21/2000	DX 500	D. Harris e-mail to C. Spurrier re: Sept 20 meeting with Nate Kantor.
980	11/27/2000	DX 501	K. Monaco E-mail to R. Uhl, F. Rubin, D. Briggs RE: Summary of Bank & Lucent terms
981	11/28/2000	DX 502	F. Rubin e-mail to R. Uhl re: 3% fee to Lucent
982	11/29/2000	DX 503	Draft-Lucent/Winstar Relationship
983	11/29/2000	DX 504	M. Hund-Mejean e-mail to J. Sasvari re: Flow Chart for Winstar.
984	11/30/2000	DX 505	R. Kipke e-mail to D. Huber, B. Zlotnick, Rratchford, D. Bruster and G. Garrett re: Jeopardy on Schedule Revision.
985	11/30/2000	DX 506	Notice of Request for Borrowing (Draw Request)
986	11/30/2000	DX 507	M. Montemarano e-mail to C. Kelly re: immediate attention requested. Winstar services
987	11/30/2000	DX 508	A. Alfred E-Mail to D. Harris, E. Perricone, L. Rogers, L. St Peter, etc. RE: Winstar
988	12/1/2000	DX 509	F. Rubin E-Mail to D. Nidowicz RE: Lucent Balances
989	12/1/2000	DX 510	R. Uhl e-mail to dharrisbrown@lucent.com re: Pay down of our vender financing obligation to Lucent
990	12/1/2000	DX 511	D. Nidowicz E-mail to R. Uhl RE: Lucent Balances
991	12/3/2000	DX 512	M. Hund-Mejean e-mail to E. Perricone re: Winstar Due Diligence Update.
992	12/5/2000	DX 513	F. Rubin E-mail to R. Uhl, T. Graham, K. Zinghini RE: FW:
993	12/5/2000	DX 514	Rick Uhl's Call List
994	12/5/2000	DX 515	E. Perricone letter to F. Rubin re: Cisco and Compaq financings.
995	12/6/2000	DX 516	Amendment No. 2 and New Lender Agreement
996	12/6/2000	DX 517	Winstar 8-K (Krozsner Report document)
997	12/6/2000	DX 518	K. Chawla e-mail to F. Rubin; K. Monaco; K. Zinghini re: congratulations
998	12/1/2000	DX 519	A. Alfred E-Mail to A. Carrone, A. Derksen, A. Jorden, B. Moron, etc. RE: Winstar Repayment
999	12/7/2000	DX 520	F. Rubin E-mail to K. Chawla, K. Zinghini RE: Congratulations
1000	12/7/2000	DX 521	F. Rubin letter to E. Perricone re: Winstar's wire transfer of \$188,180,000 00 to Lucent.
1001	12/7/2000	DX 522	E. Perricone e-mail to F. Rubin re: Prepayment 12/7/00.
1002	12/8/2000	DX 523	W. Fullerton E-mail to D. Hopkins, M. White, M. Montemarano RE: Winstar Services Revenue Recognition
1003	12/8/2000	DX 524	F. Jules e-mail to J. Marco re: Opportunities with Cisco

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1004	12/8/2000	DX 525	K. Monaco letter to B. Keller re: materials requested by E. Perricone in e-mail message of 12/04/00.
1005	12/11/2000	DX 526	D. Ackerman E-Mail to J. Everding RE: Enterprise Integration Lab
1006	12/11/2000	DX 527	N. Kantor E-Mail to N. Marino RE: Cisco Meeting Outline
1007	12/11/2000	DX 528	M. Keefe e-mail to K. Zinghini re: Winstar Cisco Guaranty.
1008	12/13/2000	DX 529	H. Shartel E-mail to F. Rubin, R. Uhl RE: AFC-Deferred Inventory
1009	12/13/2000	DX 530	E. Perricone Memo to M. Hund-Mejean RE: Winstar Refinance Provisions
1010	12/13/2000	DX 531	W. Fullerton e-mail to M. Montemarano re: winstar services revenue reognition
1011	12/14/2000	DX 532	F. Jules E-Mail to D. Ackerman RE: Lucent
1012	12/14/2000	DX 533	C. Schoettle E-Mail to D. Harris RE: Winstar Broadband Radios
1013	12/15/2000	DX 534	F. Rubin Letter to E. Perricone re: WVF-1 LLC
1014	12/15/2000	DX 535	<b>DELETED</b>
1015	12/15/2000	DX 536	D. Nidowicz E-mail to F. Rubin, R. Uhl RE: Lucent 3%
1016	12/15/2000	DX 537	D. Harris E-mail to R. Uhl
1017	12/15/2000	DX 538	R. Uhl e-mail to mexadakilos@winstar.com re: End of Quarter Deal
1018	12/16/2000	DX 539	B. Rouhana E-Mail to N. Kantor RE: Plan C
1019	12/18/2000	DX 540	M. Hund-Mejean E-Mail to: E. Perricone, M. Keefe, R. Mark, M. Montemarano, C. Spurrier RE: Winstar-Request for Credit Memo to reduce Lucent Loans below \$500M
1020	12/18/2000	DX 541	J. Diroma e-mail to R. Mark; W. Fullerton ect. RE: winstar 4Q credits owed
1021	3/31/2000	DX 542	L. Hicks fax to R. Uhl re: optical equipment bill and hold letters-Lucent
1022	12/19/2000	DX 543	F. Rubin E-Mail with Attachment to R. Uhl RE: 2000 forecast - radio movement
1023	12/19/2000	DX 544	E. Perricone letter to Winstar re: Lucent Credit Facility
1024	12/19/2000	DX 545	E. Perricone letter to F. Rubin re: Lucent Credit Facility.
1025	12/19/2000	DX 546	L. Hicks Fax to R. Uhl RE: Optical Equipment Bill and Hold Letters-Lucent
1026	12/20/2000	DX 547	Memorandum from B. Perricone and B. Keller to D. Hopkins and B. Verwaayen re: Winstar Due Diligence.
1027	12/21/2000	DX 548	F. Jules e-mail to R. Uhl re: EO3Q follow-ups
1028	12/22/2000	DX 549	A. Alfred e-mail to D. Harris, E. Perricone, L. St. Peter, et al. re: Winstar \$32M Draw Request.
1029	12/27/2000	DX 550	D. Hopkins letter e-mail to P. Derrick re: 12/19/00 refinance notice and 12/22/00 drawdown request.
1030	12/27/2000	DX 551	M. Dowdy e-mail to D. Harris re: Financing Summary
1031	12/27/2000	DX 552	M. Montemarano e-mail to C. Carroll, R. Mark, S. Rosen, M. Keefe, et al. re: Winstar \$32M Draw Request.
1032	12/27/2000	DX 553	E-mail re: Winstar \$32M Draw Request.
1033	12/28/2000	DX 554	2000 Capex Forecast
1034	12/28/2000	DX 555	B. Zlotnick e-mail to L. Hicks re: LighTrade Resell.
1035	12/28/2000	DX 556	R. Uhl letter to M. Montemarano re: wire transfer
1036	12/28/2000	DX 557	D. Hopkins E-Mail to M. Hund-Mejean, D. Harris, M. Montemarano RE: winstar
1037	12/29/2000	DX 558	F. Rubin E-mail to D. Nidowicz, R. Uhl, K. Monaco RE: Lucent borrowing
1038	12/29/2000	DX 559	D. Ackerman E-mail to R. Uhl, F. Jules, N. Kantor, B. Rouhana RE: Direct update
1039	12/29/2000	DX 560	P. Derrick e-mail to M. Montemarano (cc: D. Hopkins, B. Verwaayen, M. Hund-Mejean, D. Harris, C. Carroll, E. Perricone, K. DaSilva and M. Gibbens re: payments to Winstar based on Agreement with Winstar chairman, president and CFO.
1040	12/29/2000	DX 561	Notice of Request for Borrowing (Draw Request)
1041	12/29/2000	DX 562	N. Kantor e-mail to R. Uhl re: Lucent borrowing
1042	12/29/2000	DX 563	Addendum to Supply Agreement By and Between Winstar Communications, Inc. and Lucent Technologies, Inc.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1043	12/29/2000	DX 564	C. Carroll e-mail to P. Derrick re: winstar
1044	12/31/2000	DX 565	Data Telco Cost of Revenue
1045	1/2/2001	DX 566	B. Rouhana e-mail to N. Kantor re: lucent
1046	1/2/2001	DX 567	M. Keefe e-mail to K. Zinghini re: Winstar Compaq Guaranty.
1047	1/3/2001	DX 568	D. Ackerman e-mail to F. Jules re: Direct update
1048	1/3/2001	DX 569	W. Fullerton E-mail to M. Weinman, M. Alvarez, J. Diroma, etc. RE: Winstar
1049	1/4/2001	DX 570	J. Diroma E-Mail to S. Evans RE: Winstar/Adelphia
1050	1/8/2001	DX 571	Cisco Systems
1051	1/8/2001	DX 572	A. Lucido e-mail to D. Harris; V. Petrini; K. O'Grady etc. Re: winstar profit analysis
1052	1/9/2001	DX 573	D. Briggs E-Mail to M. Davis, K. Pisciotta, L. Rees, A. Rachkov
1053	1/9/2001	DX 574	Lucent Technologies Presentation by Nate Kantor
1054	1/9/2001	DX 575	F. Jules E-mail to N. Kantor RE: q101 capex estimate
1055	1/9/2001	DX 576	D. Harris letter to R. Uhl re: charges associated with the financing Agreement
1056	1/14/2001	DX 577	D. Hopkins E-Mail to M. White, P. Derrick, D. Harris etc. RE: winstar meeting.montemarano notes
1057	1/16/2001	DX 578	A. Lucido E-Mail to M. Montemarano RE: Please Read Prior to your Winstar CT Meeting
1058	1/17/2001	DX 579	L. Fawcett E-Mail to M. Waugh RE: WinStar Services Agreement
1059	1/17/2001	DX 580	M. Montemarano Letter to R. Uhl RE: Lucent Credit Facility
1060	1/17/2001	DX 581	D. Harris letter to R. Uhl re: Charges associated with the financing Agreement
1061	1/18/2001	DX 582	Standard & Poor's Industry Survey re: Communications Equipment
1062	1/19/2001	DX 583	D. Harris E-mail to R. Uhl RE: letter
1063	1/22/2001	DX 584	D. Christian E-Mail to M. Montemarano RE: WinStar Statement, January 22, 2001
1064	1/23/2001	DX 585	M. Montemarano E-Mail to C. McGovern RE: Winstar
1065	1/23/2001	DX 586	Minutes of a meeting of the board of Directors of winstar communications
1066	1/24/2001	DX 587	D. Harris letter to R. Uhl re: charges associated with the financing Agreement
1067	1/26/2001	DX 588	R. Uhl E-Mail with Attachment to F. Rubin, K. Zinghini RE: Winstar surcharge information
1068	1/29/2001	DX 589	D. Harris E-Mail to D. Ackerman, R. Uhl RE: Winstar services outsourced to Lucent
1069	1/29/2001	DX 590	V. Hawkins E-Mail to V. Petrini RE: SNC/SNMS Complaints
1070	1/29/2001	DX 591	E. Perricone E-mail with attachments to D. Hopkins, B. Verwaayen RE: Winstar Due Diligence
1071	1/30/2001	DX 592	M. Montemarano Letter to R. Uhl RE: capital draw down budget
1072	1/30/2001	DX 593	D. Harris E-Mail to M. Montemarano, C. Spurrier, B. Verwaayen, N. Kantor, R. Uhl, F. Jules, D. Ackerman
1073	2/1/2001	DX 594	R. Uhl E-Mail to Monaco RE: Cash Forecast
1074	2/2/2001	DX 595	B. Zlotnick e-mail to L. Hicks re: Lucent Converged Architecture Update.
1075	2/5/2001	DX 596	R. Uhl E-Mail to N. Kantor RE: Anticipated LU Borrowings
1076	2/5/2001	DX 597	R. Uhl E-mail to M. Montemarano RE: Anticipated LU Borrowings
1077	2/5/2001	DX 598	R. Uhl letter to M. Montemarano re: credit Agreements
1078	2/6/2001	DX 599	M. Montemarano Letter to R. Uhl RE: Capital Expense forecast
1079	2/6/2001	DX 600	R. Uhl e-mail to F. Rubin re: Anticipated LU Borrowings.
1080	2/6/2001	DX 601	M. Montemarano E-mail to E. Perricone, J. Ayre, D. Harris, A. Carrone, etc. RE: Winstar drawdown 2/5/01
1081	2/6/2001	DX 602	M. Montemarano e-mail to K. Becker, P. Derrick, W. Quinn, et al re: papertrail of Winstar compliance.
1082	2/6/2001	DX 603	C. McGovern e-mail to C. Spurrier; B. Verwaayen; D. Harris re: winstar letter-2/6/01
1083	2/6/2001	DX 604	J. Diroma E-Mail to L. Baldwin RE: Winstar/Adelphia
1084	2/6/2001	DX 605	Lucent Invoice #SU101858 to Winstar (Terrell Declaration Exhibit 2)
1085	2/7/2001	DX 606	R. Uhl E-Mail to F. Rubin, K. Zinghini RE: Lucent

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1086	2/8/2001	DX 607	F. Jules E-mail to D. Ackerman RE: nortel
1087	2/8/2001	DX 608	Winstar/Lucent Major Accomplishments Executive Summary
1088	2/12/2001	DX 609	G. Garrett e-mail to L. Fawcett re: Jan 2001 CRD Performance.
1089	2/13/2001	DX 610	C. McGovern E-Mail w/ Attachment to S. Rosen RE: Response to Winstar
1090	2/15/2001	DX 611	D. Nidowicz e-mail to K. Monaco re: Lucent unused line fee
1091	2/20/2001	DX 612	Memorandum from J. Desmond, G. Goldman, and P. Cummings at Grant Thornton to B. Rouhana, N. Kantor, T. Graham, and R. Uhl re: Follow-up to Meeting with Winstar Management Held on Tuesday, February 20, 2001.
1092	2/20/2001	DX 613	<b>DELETED</b>
1093	2/21/2001	DX 614	W. Quinn E-Mail to M. Montemarano, D. Harris, G. Caviness, etc. RE: Winstar loan balance
1094	2/22/2001	DX 615	J. Cocito e-mail to gmoloney@winstar.com and frubin@winstar.com re: Lucent Loan Balances
1095	2/23/2001	DX 616	M. Montemarano E-mail to G. Caviness RE: action: Winstar drawdown request for February 28, 2001
1096	2/23/2001	DX 617	Notice of Request for Borrowing (Draw Request)
1097	2/24/2001	DX 618	P. Cummings to Winstar Communications, Inc. RE: Follow-up Discussion with Bill Rouhana and Senior Management on February 23, 2001
1098	2/26/2001	DX 619	L. Kroencke E-Mail with Attachment to E. Cho RE: MSA Tracking
1099	2/27/2001	DX 620	D. Nidowicz E-mail to R. Uhl RE: Lucent 3%
1100	2/27/2001	DX 621	J. Baylis E-mail to D. Briggs RE: Lucent Covenants
1101	2/27/2001	DX 622	Press Release re: Winstar Reports Strong Fourth Quarter Results.
1102	2/27/2001	DX 623	J. Stephens e-mail to winstar re: Executive memo and press release Winstar results continue sharp improvement.
1103	3/1/2001	DX 624	<b>DELETED</b>
1104	3/1/2001	DX 625	M. Montemarano Letter to R. Uhl RE: Lucent Credit Facility
1105	3/1/2001	DX 626	F. Rubin e-mail to L. O'Brian and K. Monaco re: A/R problem escalation #6 - Winstar \$15M
1106	3/2/2001	DX 627	K. Monaco E-mail to N. Kantor RE: Cash Fcst March 1
1107	3/4/2001	DX 628	<b>DELETED</b>
1108	3/6/2001	DX 629	P. Cummings Memo to B. Rouhana, N. Kantor, R. Uhl RE: Annual Audit - Significant Open Items
1109	3/9/2001	DX 630	F. Rubin E-Mail to N. Kantor, R. Uhl, T. Graham RE: Lucent Recap
1110	3/12/2001	DX 631	Winstar 2001 Plan Capitalization Issues
1111	3/12/2001	DX 632	<b>DELETED</b>
1112	3/13/2001	DX 633	E. Perricone memorandum to B. Verwaayen, C. Spurrier, M. Hund-Mejean, et al. re: Winstar Update.
1113	3/14/2001	DX 634	F. Rubin e-mail to D. Harris re: open items for resolution
1114	3/15/2001	DX 635	<b>DELETED</b>
1115	3/16/2001	DX 636	<b>DELETED</b>
1116	3/16/2001	DX 637	D. Ackerman e-mail to N. Kantor; fjules@winstar.com; brouhana@winstar.com re: Vender Commitments/LD Provisions
1117	3/17/2001	DX 638	D. Ackerman e-mail to N. Kantor re: Personal
1118	3/18/2001	DX 639	M. Hund-mejean e-mail to B. Verwaayen and C. Spurrier re: winstar
1119	3/19/2001	DX 640	<b>DELETED</b>
1120	3/21/2001	DX 641	D. Hopkins E-mail to M. Montemarano, D. Harris, M. Hund Mejean, etc. RE: SPECIAL ATTENTION winstar meeting, 3/21/01
1121	3/21/2001	DX 642	M. Montemarano E-Mail to D. Harris, D. Hopkins, M. Hund Mejean etc.
1122	3/21/2001	DX 643	Memo to File from M. Montemarano
1123	3/21/2001	DX 644	Lucent Invoices to Winstar (Terrell Declaration Exhibit 4)
1124	3/23/2001	DX 645	Winstar Communications, Inc. Condensed Statements of Operations with handwritten notes.
1125	3/23/2001	DX 646	B. Zlotnick E-Mail to R. Kipke RE: 400G Inventory Exchange
1126	3/24/2001	DX 647	Estimated Lucent Billing

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1127	3/25/2001	DX 648	P. Cummings E-Mail to K. Monaco, R. Bambach, G. Maloney RE: debt covenants
1128	3/26/2001	DX 649	<b>DELETED</b>
1129	3/26/2001	DX 650	D. Ackerman E-Mail to N. Kantor RE: Creative Build-out
1130	3/22/2001	DX 651	Notice of request for borrowing (Draw Request)
1131	3/27/2001	DX 652	D. Ackerman E-mail to R. Uhl RE: SAIC
1132	3/28/2001	DX 653	M. Montemarano E-Mail to: M. Ambrus, K. Fitzgerald, E. Perricone etc. RE: Winstar
1133	3/28/2001	DX 654	M. Montemarano memo to file re: March 28 meeting with W. Rouhana re Winstar liquidity
1134	3/28/2001	DX 655	M. Montemarano Memo to File
1135	3/28/2001	DX 656	D. Harris E-Mail to R. Cieri, S. Winn, S. LoBlondo, etc. RE: Winstar Take-or-Pay Contract LW00146958-LW00146962A
1136	3/29/2001	DX 657	<b>DELETED</b>
1137	3/29/2001	DX 658	M. Montemarano Memo to File
1138	3/29/2001	DX 659	J. Diroma e-mail to W. Fullerton re: winstar services pass thru
1139	3/29/2001	DX 660	H. Sharrel E-Mail to R. Uhl RE: Inventory Analysis 03282001
1140	3/29/2001	DX 661	J. Diroma e-mail to W. Fullerton re: winstar services pass thru
1141	3/29/2001	DX 662	Draft 12/00 financials (Collins Report document)
1142	3/30/2001	DX 663	M. Keefe Letter to Winstar Communications, Inc. RE: Lucent Credit Facility
1143	3/30/2001	DX 664	<b>DELETED</b>
1144	3/30/2001	DX 665	B. Stranzl E-mail to R. Uhl RE: Winstar
1145	3/30/2001	DX 666	B. Wilson E-Mail to D. Briggs re: Draft Lehman Note.
1146	3/30/2001	DX 667	M. Keefe e-mail to D. Harris; S. Rosen; R. Mark etc.. re: Winstar
1147	3/27/2001	DX 668	Notice of Request for Borrowing (Draw Request)
1148	4/2/2001	DX 669	G. Simpson E-mail to D. Nidowicz RE: Q1 2001 Financable Labor
1149	4/4/2001	DX 670	K. Monaco e-mail to D. Nidowicz re: payments
1150	4/5/2001	DX 671	M. Montemarano letter to Winstar Communications, Inc. (cc: W. Rouhana) re: Lucent's suspension of shipment of products and the provision of services to Winstar due to evidence of Winstar's financial distress.
1151	4/6/2001	DX 672	Lucent letter to Winstar re: Lucent Credit Facility
1152	4/6/2001	DX 673	M. Montemarano letter to Winstar re: Lucent Credit Facility
1153	4/6/2001	DX 674	Lucent Invoice #SU108080 to Winstar (Terrell Declaration Exhibit 3)
1154	4/9/2001	DX 675	E. Perricone Letter to Winstar Communications RE: Lucent credit facility - signed by K. Zinghini, T. Graham
1155	4/9/2001	DX 676	E. Perricone letter to Winstar re: Lucent Credit Facility
1156	4/9/2001	DX 677	Lucent letter to Winstar re: Lucent Credit Facility
1157	4/9/2001	DX 678	R. Uhl's notes
1158	4/11/2001	DX 679	M. Montemarano letter to D. Ackerman re: payment assurance.
1159	4/1/2001	DX 680	M. Montemarano letter to D. Ackerman re: response to Winstar April 10 letter.
1160	4/12/2001	DX 681	L. Sadrian Letter to Winstar Communications, B. Rouhana RE: Obligations under Supply Agreement
1161	4/12/2001	DX 682	<b>DELETED</b>
1162	4/13/2001	DX 683	L. Sadrian letter to Winstar re: Lucent Credit Facility.
1163	4/15/2001	DX 684	L. Sadrian Letter to Winstar Communications RE: Lucent Credit Facility
1164	4/16/2001	DX 685	L. Sadrian Letter to WinStar Communications, Inc. RE: Lucent Credit Facility
1165	5/23/2000	DX 686	Notice of Request for Borrowing (Draw Request)
1166	5/31/2000	DX 687	D. Hopkins e-mail to W. Viqueira re: Winstar
1167	4/18/2001	DX 688	Senior Secured Super-Priority Debtor in Possession Revolving Credit Agreement (Krozsner Report document)
1168	4/19/2001	DX 689	M. Dowdy e-mail to D. Hsu forwarding Presentation transition plan for Lucent resource integration
1169	5/6/2001	DX 690	Lucent billing for capita (spread sheet)
1170	5/8/2001	DX 691	K. Monaco E. Mail to D. Dei RE: Credit Approval

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1171	5/8/2001	DX 692	K. Cavanaugh E-mail to B. Rouhana RE: WSJ
1172	7/13/2000	DX 693	K. Monaco E-mail to S. Kasera RE: Siemens-Answer per your request
1173	5/8/2001	DX 694	K. Monaco E-mail to F. Rubin RE: Management Case: Cash Receipts & Disbursements
1174	5/8/2001	DX 695	N. Kantor E-mail to B. Rouhana RE: Winstar Partnership Concept
1175	5/8/2001	DX 696	K. Cavanaugh E-mail to N. Kantor, R. Uhl RE: Call with Barron's
1176	5/8/2001	DX 697	D. Nidowicz E-Mail to J. Diroma RE: Winstar Services
1177	6/9/2001	DX 698	R. Uhl E-mail to G. Maloney RE: Lucent Services
1178	3/3/2004	DX 699	Ackerman SEC Transcript
1179	8/16/2002	DX 700	<b>DELETED</b>
1180	3/30/2004	DX 701	Letter from K. Collins to M. Paskin enclosing Winstar Valuation Expert Report
1181	3/30/2004	DX 702	Expert Report of Christopher Stark CS Hawthorn Inc.
1182	3/30/2004	DX 703	<b>DELETED</b>
1183	3/30/2004	DX 704	<b>DELETED</b>
1184	3/7/2000	DX 705	J. Dwyer E-mail to N. Kantor RE: Lucent Status - Subcontracting Agreement
1185	11/7/2000	DX 706	M. Hund-Mejean letter to R. Uhl re: Lucent Vendor Financing
1186	11/8/2000	DX 707	Delegation of Authority (Deborah Hopkins) - 11/07/00 Letter from M. Hund-Mejean To R. Uhl RE: Lucent Vendor Financing
1187	9/28/2000	DX 708	Partnership Deal Source: D. Harris
1188	12/4/2000	DX 709	M. Montemarano E-Mail to P. Derrick, M. Hund-Mejean
1189	12/27/1999	DX 710	Past Due as of: 12/27/99 = \$539M Top 7
1190	9/1/2000	DX 711	K. Chawla E-Mail to T. Deutsch RE: The Deal
1191	11/3/2000	DX 712	Winstar and BNY Letter regarding Term Loan C
1192	9/19/2000	DX 713	N. Aversano E-Mail to N. Kantor RE: Winstar/Lucent Deal
1193	3/24/2001	DX 714	T. Graham invoice J. Ritter re: Invoice
1194	3/30/1999	DX 715	<b>DELETED</b>
1195	2/17/2000	DX 716	L. Rogers e-mail to J. Orlando; W. Viquiera; N. Aversano; J. Cocito re: Winstar
1196	1/5/1999	DX 717	<b>DELETED</b>
1197	11/6/2000	DX 718	Winstar letter to Siemens re: winstar - term loan c
1198	9/1/2000	DX 719	F. Rubin e-mail to K. Chawla re: financing structure
1199	4/5/2000	DX 720	N. Holcomb letter to A. Zendle re: Siemens proposal
1200	11/15/2000	DX 721	Daniel_Csillag@lnotes5bankofny.com e-mail to siddharth.kasera@sfsiemens.com re: winstar capital corp amendment request
1201	3/23/1999	DX 722	R. Haffar e-mail to bmcguire@wns-k7.winstar.com re: Lucent Revenue Commitment Call
1202	1/13/2000	DX 723	P. Soltesz e-mail to A. Zendle re: DSLAM architecture impacts on PMP and vice versa
1203	5/2/2000	DX 724	D. Ackerman e-mail to A. Zendle re: Siemens Proposal
1204	6/27/2000	DX 725	<b>DELETED</b>
1205	10/13/2000	DX 726	<b>DELETED</b>
1206	12/1/2000	DX 727	F. Rubin E-Mail to B. Zlotnick RE: International Cap Ex Allocation
1207	5/8/2001	DX 728	<b>DELETED</b>
1208	4/29/2001	DX 729	K. Devany E-Mail to D. Huber, M. Fink, M. Roberts, J. Everding RE: URGENT! Contract Review Process due Friday April 27, 2001
1209	4/9/2001	DX 730	R. Uhl Letter to B. Rouhana RE: Lucent Objections
1210	12/29/2000	DX 731	K. Monaco E-Mail to R. Uhl, T. Graham RE: Permitted Investments Covenant Report: Bank
1211		DX 732	R. Haffar Letter to M. Wilson RE: Agreement for Network Built-out Services
1212			INTENTIONALLY LEFT BLANK
1213	3/20/2000	DX 733	C. Naylor e-mail to V. Petrini, T. O'Hara; M. Epstein; L. Rogers re: Lucent Supply Agreement.
1214	3/7/2001	DX 734	E. Perricone E-Mail to P. Derrick, M. Montemarano, C. Spurrier, D. Harris, etc RE: Winstar Finance Discussion

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1215	3/12/1999	DX 735	W. Plunkett E-Mail to N. Aversano RE: A-1 FINAL: Nate Kantor - Briefing
1216	1/4/2001	DX 736	E. Perricone E-Mail to D. Hopkins RE: Clarifications and Wish List-Winstar
1217	9/7/2000	DX 737	L. Rogers E-Mail to D. Forrester RE: Urgent WinStar HK
1218	5/24/2000	DX 738	J. Cocito e-mail to W. Viqueira; N. Aversano; E. Perricone; ect. re: winstar updates
1219	5/17/2004	DX 739	SEC Complaint, Jury Demand
1220	9/1/2001	DX 740	F. Rubin E-Mail to S. Kasera, K. Monaco RE: Financing Structure
1221		DX 742	Invoice
1222		DX 743	INVOICE DETAIL - ER903765 (highlighted version)
1223		DX 744	Invoice
1224		DX 745	Winstar Inventory Calculation (Pocalyko Cross)
1225		DX 746	Invoice Services Manual
1226	11/14/2000	DX 747	Email from P. Derrick to M. Hund-Mejen RE: Winstar bank line increase
1227		DX 748	Bates Combined into one chart (PX 306)
1228	5/11/2005	DX 749	List of Exhibits to Admit
1229		DX A	Elizabeth Perricone's Bridge Statement
1230		DX B	Portion of Complaint, Pages 54-56
1231		DX E	Elizabeth Perricone Offer of Proof designations of July 24, 2001
1232		DX F	Richard Uhl Offer of Proof designations of July 25, 2001
1233		DX G	Leslie Roger Offer of Proof designatins of Aug. 8, 2001
1234		DX H	Kevin Monaco Offer of Proof designations of July 11, 2001 and Nov. 26, 2003
1235	5/4/2000	DX I	Section of Credit Agreement among WVF-I LLC and Lucent (also DX 29)
1236		DX K	Timothy Graham Offer of Proof designations of July 24, 2001
1237	5/4/2000	DX L	Section of Credit Agreement (also DX 29)
1238		DX M	Gary Goldman Offer of Proof designations of Feb. 20, 2004
1239		DX V	Kenneth Zinghini Offer of Proof designations of July 12, 2001
1240	6/20/2001	DX W	Lucent Notice of Deposition to depose representative of Winstar
1241	3/29/2004	DX Z	Expert Report of John I. Salomon
1242		DX AA	List of exhibits submitted by Lucent as an Offer of Proof

## Plaintiff (PX) Trial Exhibits

Tab	Date	Exhibit No.	Description of Item
1243		PX 1	Notes re: Lucent Strategic Partnership.
1244	9/30/1998	PX 2	N. Aversano e-mail to N. Kantor attaching Winstar and Lucent Technologies Framework for a Strategic Partnership.
1245	5/8/2001	PX 3	N. Kantor e-mail to B. Rouhana re: Winstar Partnership Concept.
1246	5/8/2001	PX 4	N. Kantor e-mail to B. Rouhana re: Strategic Partnership (responding to 9/30/98 N. Aversano e-mail).
1247	10/2/1998	PX 5	Bullet-point notes re: Winstai/Lucent Partnership Concept.
1248	10/3/1998	PX 6	N. Kantor e-mail to N. Aversano re: Winstar Partnership Concept.
1249	10/7/1998	PX 7	N. Aversano fax to R. Haffar re: Winstar/Lucent Partnership Concept.
1250		PX 8	Presentation re: Best of Breed and scope of partnership structure.
1251	10/19/1998	PX 9	C. Dickson memo to W. Rouhana, N. Kantor, S. Chrust, et al re: October 19, 1998.
1252	10/22/1998	PX 10	Press release entitled "\$2 Billion Winstar/Lucent Strategic Agreement to Expand Winstar's Broadband Network."
1253	2/18/2000	PX 11	Winstar - Lucent Parternship Executive Review.
1254	7/14/2000	PX 12	R. Uhl e-mail to N. Kantor re: Dinner meeting with Debbie Hopkins.
1255		PX 13	Agreement for Network Buildout Services.

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1256	5/8/2001	PX 14	N. Kantor e-mail to B. Rouhana re: Winstar Partnership Concept
1257	9/22/2000	PX 15	D. Harris e-mail to N. Kantor and F. Jules re: Winstar Services Purchase Order.
1258	9/24/2000	PX 16	N. Kantor e-mail to N. Aversano re: Winstar Services Purchase Order.
1259	9/29/2000	PX 17	R. Uhl memorandum to D. Ackerman, F. Jules, N. Kantor, J. Malone, F. Rubin and B. Zlotnick re: Winstar & Lucent.
1260	6/16/1999	PX 18	Hub and B-Site Addendum to the Supply Agreement between Winstar Communications, Inc. and Lucent Technologies Inc.
1261	7/11/2000	PX 19	Optical Network Addendum to the Supply Agreement between Winstar Communications, Inc. and Lucent Technologies Inc.
1262	9/29/2000	PX 20	Software Pool Agreement
1263	10/13/2000	PX 21	D. Ackerman e-mail to J. Everding re: Transition Proposal.
1264	12/14/2000	PX 22	R. Uhl e-mail to F. Jules, N. Kantor and F. Rubin re: call with Carole Spurrier and Debbie Harris.
1265	12/22/2000	PX 23	V. Petrini e-mail w/ handwritten notes to N. Kantor re: Conference Number.
1266		PX 24	Winstar Broadband Services for Businesses.
1267	1/11/2001	PX 25	D. Ackerman e-mail to N. Kantor and F. Jules re: Feedback from January 9th Senior Executive Meeting with Winstar.
1268	1/17/2001	PX 26	D. Harris e-mail to N. Kantor, F. Jules, R. Uhl and D. Ackerman re: Agenda for January 17, 2001 meeting.
1269	1/17/2001	PX 27	Agenda for Lucent - Winstar Meeting.
1270	1/17/2001	PX 28	Lucent's Vendor Integration Plan for Winstar.
1271	1/16/2001	PX 29	Winstar Global 2001 Budget Analysis (LU gets all Hubs & Bs and Metros).
1272	1/29/2001	PX 30	D. Harris e-mail to D. Ackerman and R. Uhl re: Winstar services outsourced to Lucent.
1273	1/30/2001	PX 31	D. Harris e-mail to M. Montemarano, C. Spurrier, B. Verwaayen, et al. re: Hubs and B-Sites Status Report.
1274	2/8/2001	PX 32	D. Ackerman e-mail to N. Kantor, R. Uhl, F. Jules, et al. re: Proposed Agenda for Winstar/Lucent Meeting Friday 2/9/01.
1275	2/9/2001	PX 33	Winstar Project Assessment Preliminary Findings Briefing.
1276	2/9/2001	PX 34	Proposed Relationship Structure between Winstar - Lucent.
1277	5/8/2001	PX 35	N. Kantor e-mail to F. Rubin re: open items for resolution.
1278		PX 36	Lucent/Winstar Strategic Partnership 2001 Opportunity.
1279	12/15/2000	PX 37	M. Carney e-mail to D. Nidowicz re: Approval for SI-21952-119.
1280	3/27/2001	PX 38	F. Jules e-mail to N. Kantor re: Lucent contract for 2001.
1281	3/30/2001	PX 39	M. Keefe letter to Winstar Communications, Inc. re: Lucent Credit Facility.
1282	3/30/2001	PX 40	M. Montemarano letter to Robert McGuire re: termination of Master Service Agreement.
1283	3/30/2001	PX 41	M. Keefe letter to Winstar Communications, Inc. re: Winstar Information Regarding Collateral.
1284	11/6/2000	PX 42	J. Ritter e-mail to B. Zlotnick and L. Hicks re: presentation on proposed addendum to supply Agreement.
1285	11/10/2000	PX 43	F. Jules e-mail to J. Marco re: risks and benefits of proposed actions.
1286	8/30/2000	PX 44	L. Hicks e-mail to D. Ackerman re: Lucent strategy
1287	8/21/2000	PX 45	Nate/Nina Meeting - NATE'S MISSION: TO GET LUCENT TO AGREE TO ALL POINTS LISTED BELOW
1288	9/19/2000	PX 46	L. Hicks e-mail to D. Ackerman re: Lucent meeting 9/19
1289	12/29/1999	PX 47	L. Hicks e-mail to C. Naylor re: EOQ Letter - Edit
1290	12/11/2000	PX 48	D. Ackerman e-mail to J. Everding re: Winstar/Lucent Deal
1291	12/11/2000	PX 49	D. Ackerman e-mail to J. Everding re: Winstar/Lucent deal
1292	9/20/2000	PX 50	L. Hicks e-mail to R. Uhl re: Lucent EOQ deal issues
1293	9/20/2000	PX 51	L. Hicks e-mail to R. Uhl re: Deal Documents
1294	12/11/2000	PX 52	D. Ackerman e-mail to J. Everding re: Business Deal V2
1295	12/11/2000	PX 53	D. Ackerman e-mail to J. Everding re: 3Q Software Pool with comments

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1296	12/11/2000	PX 54	D. Ackerman e-mail to J. Everding re: software pool notes
1297	10/23/2000	PX 55	L. Hicks e-mail to D. Ackerman, B. Zlotnick and D. Huber re: Lucent/Winstar EOQ disconnects
1298	2/8/2001	PX 56	L. Hicks fax to R. Uhl re: Lucent 3Q Recap
1299	10/19/2000	PX 57	Proposals to address both overruns and new end quarter request
1300	12/19/2000	PX 58	L. Hicks fax to R. Uhl re: Optical Equipment Bill and Hold Letters - Lucent
1301	12/11/2000	PX 59	D. Ackerman e-mail to J. EEverding re: Lucent Q3 Services
1302	9/22/2000	PX 60	D. Harris letter to D. Ackerman re: services in support of the Winstar network deployment
1303	9/22/2000	PX 61	D. Harris letter to R. Uhl re: services in support of the Winstar network deployment
1304	12/11/2000	PX 62	D. Ackerman e-mail to J. EEverding re: Lucent Contractor Services
1305	7/10/2000	PX 63	B. Zlotnick e-mail to L. Hicks re: B-Site Pricing
1306	11/8/2000	PX 64	L. Hicks memo to D. Ackerman re: Ackerman/Plunkett EOQ Issues meeting
1307	9/20/2000	PX 65	B. Zlotnick e-mail to F. Jules, R. Uhl, N. Kantor, F. Rubin and D. Ackerman re: WNSS 2000 Capital Plan - Action Items
1308	12/15/2000	PX 66	R. Uhl e-mail to mexadaktilos@winstar.com re: End of Quarter Deal
1309		PX 67	D. Ackerman e-mail to J. Everding re: Lucent 3Q revenue deal write up
1310	9/27/2000	PX 68	R. Helfrich e-mail to L. Hicks reL: Bill & Hold Letter
1311	12/27/2000	PX 69	B. Zlotnick e-mail to K. Monaco and F. Rubin re: Lucent equipment acceptance
1312	9/29/2000	PX 70	B. Zlotnick letter to V. Petrini re: Bill and Hold Letter for Lucent Optical Equipment.
1313	9/29/2000	PX 71	B. Zlotnick letter to V. Petrini re: Bill and Hold Letter for Lucent Stinger DSLAMs and cabinets.
1314	1/18/2001	PX 72	<b>DELETED</b>
1315	9/29/2000	PX 73	B. Zlotnick e-mail to F. Rubin re: Deal Parameter Documents.
1316	9/18/2000	PX 74	L. Hicks e-mail to D. Ackerman and B. Zlotnick re: 9/19/00 Lucent meeting.
1317	12/11/2000	PX 75	D. Ackerman e-mail to J. Everding re: EoQ Deal.
1318	12/11/2000	PX 76	D. Ackerman e-mail to J. Everding re: Lucent Equipment.
1319		PX 77	DX 56
1320	10/4/2000	PX 78	F. Rubin e-mail to R. Uhl re: Capital Spend - 2000 and 2001.
1321	12/15/2000	PX 79	R. Uhl e-mail to mexadaktilos@winstar.com re: 3Q Software Pool with comments.
1322	1/3/2001	PX 80	G. Simpson e-mail to F. Rubin and B. Zlotnick re: Revised Lucent Credits.
1323	9/22/2000	PX 81	<b>DELETED</b>
1324	9/29/2000	PX 82	R. Uhl memo to D. Ackerman, F. Jules, N. Kantor, et al. re: Lucent acceptance of Winstar Service charges.
1325	8/3/1999	PX 83	Notes re: Winstar/Lucent Turn-Key process meeting
1326	8/9/2000	PX 84	M. Dowdy e-mail to J. Diroma re: Lucent Bill
1327	3/21/2001	PX 85	M. Montemarano e-mail to C. Spurrer; M. Pires and D. Harris re: chart that winstar sent me
1328	9/18/2000	PX 86	M. Kerner e-mail to N. Aversano and W. Plunkett re: Status of Winstar account
1329	9/24/2000	PX 87	N. Kantor e-mail to N. Aversano re: Winstar services purchase order
1330	9/25/2000	PX 88	J. Cocito e-mail to F. Manzi re: winstar services
1331		PX 89	Daily Progress Report Key Deals
1332	4/13/2001	PX 90	D. Hsu e-mail to T. O'Hara re: subcontract Agreement
1333	11/2/1999	PX 91	Notes re: Winstar Year 2000 spend meeting executive summary
1334	3/29/2001	PX 92	J. Dirome e-mail to W. Plunkett re: Winstar services pass thru
1335	12/17/1999	PX 93	J. Diroma e-mail to V. Petrini; C. Naylor; R. Helfrich re: winstar 400G Orders Call on monday 12/20/99
1336	12/20/1999	PX 94	N. Aversano e-mail to R. McGinn re: winstar
1337	12/21/1999	PX 95	C. Naylor e-mail to R. Heltrich and V. Petrini re: EOQ Letter

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1338	12/21/1999	PX 96	Invoice - Winstar purchase order
1339	9/30/2000	PX 97	Notes re: Lucent, SPN Q1 2000 Bill and Hold Support
1340	8/1/2002	PX 98	Lucent's Responses and Objections to Plaintiffs' Third Set of Interrogatories
1341	3/31/2000	PX 99	A. Zendle letter to C. Naylor re: Optical networking equipment
1342	3/31/2000	PX 100	Notes re: Lucent service providers networks Critical Matters
1343	11/27/2000	PX 101	M. Montemarano e-mail to J. Diroma and W. Fullerton re: fiscal 2000 follow up request
1344	1/13/2000	PX 102	C. Naylor e-mail to C. Assimopoulos re: winstar confirmation letter
1345	2/29/2000	PX 103	Invoice re: Winstar Purchase Order
1346	5/24/2000	PX 104	E. Perricone e-mail to W. Viqueira; J. Cocito and N. Aversano re:winstar update
1347	12/13/2000	PX 105	Notes re: 3Q revenue request
1348		PX 106	Presentation re: Lucent Revenue Recognition Policy
1349	8/27/2000	PX 107	D. Harris e-mail to N. Aversano and D. Hopkins re: winstar briefing
1350	8/18/2000	PX 108	M. Kerner e-mail to N. Aversano and W. Plunkett re: Status of Winstar Account
1351	10/30/2000	PX 109	A. Dollins e-mail to D. Harris; V. Petrini; D. Walsh etc . re: Exec. Review and Bus. Case Approval Call
1352	9/27/2000	PX 110	N. Aversano letter to R. Uhl re: purchase order
1353	12/8/2000	PX 111	D. Ackerman e-mail to J. Everding re: services addendum
1354	12/15/2000	PX 112	A. Brunner e-mail to V. Petrini; E. De Leon; V. Esperanza etc. re: On behalf of Susan Schnell - 12/7/2000 NAR Deal Approval Notification: Winstar, Quest, and Verizon
1355	10/27/2000	PX 113	L. Fawcett e-mail to N. De Tura; T. Swift; D. Butze re: Winstar services proposal
1356		PX 114	Notes re: Business status: Winstar new service briefing
1357	11/30/2000	PX 115	Notes re: conference call
1358	12/3/2000	PX 116	D. Harris e-mail to C. Spurrier re: Winstar financial issues
1359	11/21/2000	PX 117	D. Harris e-mail to C. Spurrier re: sept. 20 meeting with Nate Kantor
1360	12/28/2000	PX 118	M. Montemarano e-mail to C. McGovern; C. Carroll re: Winstar
1361	1/5/2001	PX 119	E. Perricone e-mail to P. Derrick et al re: Winstar-Clarifications and Wish List Materials for Story Board
1362	2/2/2001	PX 120	B. Verwaayen e-mail to M. Montemarano; C. Spurrier; D. Harris re: Update to Winstar "strategy"
1363	11/21/2003	PX 121	<b>DELETED</b>
1364	4/17/2001	PX 122	Ackerman Affidavit
1365	10/21/1998	PX 123	Supply Agreement
1366	9/18/2000	PX 124	L. Hicks e-mail to D. Ackerman re: Lucent/Winstar EOQ disconnects
1367	9/29/2000	PX 125	W000810/ZWC0144192 B. Plunkett letter to D. Ackerman re: purchase Agreement
1368	2/7/2001	PX 126	L. Hicks fax to D. Ackerman re: Lucent 3Q Recap
1369	12/11/2000	PX 127	D. Ackerman e-mail to J. Everding re: Lucent and Capex
1370	10/20/2000	PX 128	B. Plunkett letter to D. Ackerman re: optical equipment. W333832/ZWC0144194
1371	10/6/2000	PX 129	B. Plunkett letter to D. Ackerman re: equipment and services. W000825/ZWC0144193
1372	9/29/2000	PX 130	D. Harris letter to D. Ackerman re: unexpected operating costs W000809/ZWC0144191
1373	8/20/2000	PX 131	L. Hicks e-mail to N. Kantor re: Lucent meeting talking points
1374	5/2/2000	PX 132	D. Ackerman e-mail to A. Zendle re: Siemens Proposal
1375	10/20/2000	PX 133	B. Plunkett letter to D. Ackerman re: jointly developed pricing and commitments
1376	9/22/2000	PX 134	D. Harris letter to D. Ackerman re: supply Agreement
1377	12/7/2000	PX 135	F. Rubin letter to B. Perricone re: wire transfer

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1378	11/10/2000	PX 136	W. Rouhana e-mail to N. Kantor re: Services Meeting on 15th
1379	12/11/2000	PX 137	D. Ackerman e-mail to J. Everding re: Services Meeting
1380	5/4/2000	PX 138	Credit Agreement
1381	10/16/2000	PX 139	B. Plunkett letter to D. Ackerman re: deferred billing
1382	12/11/2000	PX 140	B. Zlotnick e-mail to F. Jules and R. Fred re: Lucent and Capex
1383	12/11/2000	PX 141	D. Ackerman e-mail to J. Everding re: Winstar/Lucent deal
1384	10/23/2000	PX 142	D. Ackerman e-mail to L. Hicks re: Software pool notes
1385	1/10/2000	PX 143	RE: Communication to staff
1386	8/20/2000	PX 144	L. Hicks e-mail to N. Kantor re: Lucent meeting talking points.
1387	3/27/2001	PX 145	Notice of Request for Borrowing
1388	3/27/2001	PX 146	F. Jules to J. Marco re: Lucent Content for 2001.
1389	10/27/2000	PX 147	N. Kantor e-mail to F. Jules and R. Uhl re: 2000 Capex forecast.
1390	1/5/2001	PX 148	F. Rubin letter to R. Uhl re: LU Balance Analysis.
1391	12/19/2000	PX 149	E. Perricone letter to Winstar re: Lucent Credit Facility
1392	11/6/2000	PX 150	F. Rubin letter to Siemens AG re: Term Loan C.
1393	11/13/2000	PX 151	F. Rubin letter to M. Hund Mejean re: Winstar/Lucent Financings.
1394	11/20/2000	PX 152	M. Hund Mejean and D. Harris letter to F. Rubin re: increase in Winstar financing.
1395	9/18/2000	PX 153	M. Kerner e-mail to N. Aversano and W. Plunkett re: Status of Winstar account
1396	8/31/2000	PX 154	D. Harris e-mail to W. Plunkett and V. Heron re: Winstar Situation
1397		PX 155	Winstar notes re: negative reaction
1398	12/11/2000	PX 156	D. Ackerman e-mail to J. Everding re: Deal Documents
1399	9/19/2000	PX 157	N. Aversano e-mail to N. Kantor re: winstar/lucent deal
1400	9/24/2000	PX 158	N. Kantor e-mail to N. Aversano re: Winstar Services Purchase PX Order
1401	9/22/2000	PX 159	D. Harris e-mail to N. Aversano re: Business Deal V2
1402	12/11/2000	PX 160	D. Ackerman e-mail to J. Everding re: updated deals list
1403		PX 161	Winstar Daily Progree Report Key Deals
1404	9/29/2000	PX 162	software pool Agreement between winstar and lucent
1405	11/28/2000	PX 163	R. Rawson letter to N. Aversano re: review of a revenue recognition
1406	1/4/1999	PX 164	Agreement for network build-out services WC0011532-WC0011538 & WC0019779
1407	10/23/2000	PX 165	Lucent Technologies' Board of Directors name Henry Schacht Chairman and CEO.
1408	10/26/2000	PX 166	D. Hopkins message re: H. Schacht and W. Rouhana dinner meeting.
1409	7/15/2003	PX 167	Lucent Technologies comments on Fortune magazine article about its SEC investigation.
1410	9/25/2000	PX 168	N. Kantor e-mail to D. Ackerman, F. Jules and R. Uhl re: Updated Deals List.
1411	9/29/2000	PX 169	"Lucent Vendor Relationship Rock-Solid"
1412	4/18/2001	PX 170	Winstar v. Lucent Complaint (Adverserial Proceeding).
1413	10/19/1998	PX 171	W. Rouhana e-mail to N. Kantor, W. Rouhana, et al. re: updated materials.
1414	10/26/2000	PX 172	F. Rubin e-mail to B. Rouhana and R. Uhl re: Lucent Term Sheet.
1415	2/5/2001	PX 173	R. Uhl e-mail to N. Kantor re: Anticipated LU Borrowings.
1416	2/19/2003	PX 174	Patricia Russo named chairman of Lucent Technologies; Henry Schacht steps down, but will remain a member of the board.
1417	11/5/2001	PX 175	Deposition testimony of Henry Schacht from Aversano v. Lucent.
1418	9/10/2002	PX 176	Deposition testimony of Henry Schacht from Obtek v. Lucent.
1419	10/29/2002	PX 177	Deposition testimony of Henry Schacht from Obtek v. Lucent.
1420	11/21/2000	PX 178	Lucent Technologies identifies revenue issue from fourth fiscal quarter 2000.
1421	7/7/2003	PX 179	Article from Fortune magazine entitled, "The Whistleblower and the CEO; In the Lucent scandal, the ex-boss will walk. The woman who accused him is now an SEC target. And guess who's paying the penalty' Owners like You."
1422	10/22/1998	PX 180	\$2 Billion Winstar/Lucent Strategic Agreement to Expand Winstar's Broadband Network.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1423	12/14/2000	PX 181	J. Carter e-mail to C. Carroll, J. Diroma, C. Spurrier, et al re: Winstar Agreements.
1424	1/19/2000	PX 182	J. Cocito e-mail to M. Wilson, C. Naylor and J. Diroma re: Winstar Services.
1425	1/20/2000	PX 183	J. Cocito e-mail to J. Diroma re: Winstar Services.
1426	9/12/2000	PX 184	P. Derrick e-mail to P. Hayes and J. Fong re: Commitments Forecast
1427	10/20/2000	PX 185	P. Derrick e-mail to D. Hopkins re: Winstar Refinance Notice
1428	10/20/2000	PX 186	Winstar Executive Briefing
1429	11/2/2000	PX 187	L.W00201651 & L.W00016795-LW00016797 P. Hayes e-mail to P. Derrick re: Winstar: Implications of Refinance Notice
1430	11/7/2000	PX 188	P. Hayes e-mail to P. Derrick re: Winstar Recourse Removal
1431	11/10/2000	PX 189	P. Hayes e-mail to P. Derrick and M. Keefe, Esq. re: Winstar Gameplan over next few days
1432	12/8/2000	PX 190	E. Perricone e-mail to M. Hund-Mejean and D. Hopkins re: Winstar Repayment
1433	11/16/2000	PX 191	P. Hayes e-mail to M. Hund-Mejean re: Winstar
1434	11/7/2000	PX 192	M. Hund-Mejean letter to R. Uhl re: Lucent Vendor Financing
1435	6/1/2000	PX 193	L. Rogers e-mail to D. Hopkins re: Winstar
1436	8/21/2000	PX 194	L. Rogers e-mail to W. Viqueira, N. Aversano, P. Derrick; G. Harris and D. Hopkins re: Winstar
1437	8/27/2000	PX 195	D. Harris e-mail to N. Aversano and D. Hopkins re: Winstar Briefing
1438	11/10/2000	PX 196	W. Fullerton e-mail to M. Montemarano re: Winstar
1439	12/12/2000	PX 197	C. Spurrier e-mail to D. Hopkins re: Winstar
1440	11/30/2000	PX 198	C. Spurrier e-mail to D. Hopkins and B. Verwaayen re: Winstar
1441	12/28/2000	PX 199	M. Montemarano e-mail to C. McGovern and C. Carroll re: Winstar
1442	11/2/2000	PX 200	M. Hund-Mejean e-mail to D. Hopkins re: Winstar
1443	1/29/2001	PX 201	E. Perricone e-mail to D. Hopkins and B. Verwaayen re: Winstar Due Diligence
1444	12/6/2000	PX 202	D. Hopkins e-mail to C. Spurrier re: Winstar
1445		PX 203	P. Derrick e-mail to D. Hopkins re: follow up (response to 12/27/00 e-mail)
1446	1/29/2001	PX 204	M. Montemarano e-mail to P. Derrick, G. Caviness and D. Hopkins re: Winstar
1447	9/5/2000	PX 205	Email from L. Rogers to Distribution list re Winstar update
1448	11/21/2000	PX 206	Lucent Technologies Audit Plan Revenue Recognition
1449	5/26/2001	PX 207	Email from D. Hopkins to R. McGinn re discussion with B. Rouhana
1450	8/20/2000	PX 208	D. Hopkins e-mail to W. Viqueira, N. Aversano, P. Derrick and G. Harris re: Winstar
1451	8/28/2000	PX 209	M. McGuinn e-mail to B. Ball re: Winstar briefing
1452	8/8/2000	PX 210	Anonymous letter to D. Hopkins re: fabricated revenue
1453	3/29/2001	PX 211	J. Diroma e-mail to W. Fullerton re: Winstar Services Pass thru
1454	6/27/2000	PX 212	T. Loner e-mail to J. Diroma re: \$60M Winstar funds Transfer for this last quarter
1455	9/30/2000	PX 213	PwC working paper re: Lucent-Service Provider Network
1456	12/20/2000	PX 214	H. Schacht and D. Hopkins letter to PwC re: Lucent audits
1457	10/26/2000	PX 215	Messages from D. Hopkins and D. Sabeh
1458	12/14/2000	PX 216	J. Carter e-mail to C. Carroll, J. Diroma, C. Spurrier and M. Hund-Mejean re: Winstar Agreements
1459	12/28/2000	PX 217	D. Hopkins e-mail to M. Hund-Mejean, D. Harris and M. Montemarano re: Winstar
1460	9/1/2000	PX 218	V. Heron e-mail to D. Harris re: Winstar Update
1461	10/11/2000	PX 219	J. Diroma e-mail to D. Harris, V. Petrini and R. Helfrich re: Winstar ONG Bill and Hold
1462	12/7/2000	PX 220	M. Hund-Mejean e-mail to D. Hopkins re: Winstar Repayment
1463	6/16/2000	PX 221	Presentation re: Customer Finance Strategy

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APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1464	8/8/2000	PX 222	Anonymous letter to D. Hopkins re: fabricated revenue w/ handwritten notes from C. Watson and D. Hopkins
1465	9/24/2000	PX 223	N. Kantor e-mail to N. Aversano re: Winstar Services Purchase Order.
1466		PX 224	DX 577
1467		PX 225	Summary General Terms and Conditions - Lucent Vendor Finance Facility to WVF-LLC.
1468	5/2/2000	PX 226	E. Perricone and J. Kersten memo to P. Sperling, J. Orlando and B. Viqueira re: \$2 Billion Facility for Winstar.
1469	9/22/2000	PX 227	Notice of Request for Borrowing.
1470	1/8/2001	PX 228	C. Spurrier e-mail to D. Harris re: disbursements to Winstar.
1471	12/28/2000	PX 229	E. Perricone e-mail to P. Derrick, M. Montemarano, D. Harris, et al. re: Winstar-Financing of Services under Credit Agreement dated May 4, 2000.
1472	11/1/2000	PX 230	E. Perricone e-mail to F. Izzo, L. Rogers and M. Keefe re: Winstar memo.
1473	11/2/2000	PX 231	E. Perricone e-mail to P. Derrick re: Winstar Implications of Refinance Notice.
1474	12/10/2000	PX 232	M. Hund-Mejean e-mail to E. Perricone re: Winstar Repayment.
1475	1/3/2001	PX 233	E. Perricone e-mail to P. Derrick, M. Keefe and W. Keller re: Potential Winstar Re-negotiations.
1476	5/4/2000	PX 234	Amendment No. 2 and New Lender Agreement
1477	4/5/2000	PX 235	N. Holcomb e-mail to A. Zendle and P. Soltesz re: Siemens Accelerated Proposal
1478	11/6/2000	PX 236	<b>DELETED</b>
1479	3/23/2001	PX 237	Chart of 3Q 1999 Estimated Lucent Billing.
1480	5/5/2001	PX 238	Chart of 4th Quarter 1999 Actual Lucent Billing.
1481	5/6/2001	PX 239	Winstar Communications - Lucent Billing for Capital Labor 1Q Actual.
1482	10/13/2000	PX 240	Winstar Communications - Lucent Billing for Capital Labor Q3 2000i Actual.
1483	5/9/2001	PX 241	Winstar Communications - Lucent Billing for Capital Labor Q4 2000i Estimate.
1484	12/27/2000	PX 242	J. Dornan e-mail to G. Simpson and M. Carney re: 4Q Lucent Labor Bill Estimate.
1485	12/28/2000	PX 243	R. Uhl fax to M. Montemarano re: analysis of Winstar's 4Q 2000 Capital Labor.
1486	4/2/2001	PX 244	G. Simpson e-mail to D. Nidowicz re Q1 2001 Financable Labor.
1487	4/2/2001	PX 245	D. Nidowicz fax to G. Caviness re: Lucent Billing for Capital Labor Q1 2001 Estimate.
1488	3/27/2001	PX 246	Notice of Request of Borrowing.
1489	9/21/1999	PX 247	Statement and Invoice to Lucent for \$37,075,925.
1490	1/21/2000	PX 248	Statement and invoice to Lucent in the amount of \$38,758,042.
1491	5/5/2000	PX 249	Statement and invoice to Lucent in the amount of \$55,485,175.
1492	10/1/2000	PX 250	Statement and invoice to Lucent in the amount of \$67,291,934.
1493	11/29/2000	PX 251	P. Derrick e-mail to M. Hund-Mejean, J. Bisson, M. Montemarano, et al. re: Winstar Negotiations.
1494	12/7/2000	PX 252	M. Hund-Mejean e-mail to M. Montemarano and C. Spurrier re: Winstar Repayment.
1495	10/30/2000	PX 253	M. Montemarano e-mail to D. Harris re: Winstar Services Proposal.
1496	12/14/2000	PX 254	J. Carter e-mail to C. Carroll, J. Diroma, C. Spurrier, et al. re: Winstar Agreements.
1497	2/9/2001	PX 255	Winstar- Lucent Meeting Agenda
1498	12/29/2000	PX 256	Notice of Request for Borrowing.
1499	11/7/2000	PX 257	P. Derrick e-mail to M. Hund-Mejean re: draft Winstar Agreement.
1500	11/13/2000	PX 258	M. Montemarano e-mail to G. Vashist, F. Izzo, W. Keller, et al. re: Winstar Gameplan over next few days.
1501	11/2/2000	PX 259	Credit Review Worksheet prepared by J. Alter for WVF-I, LLC.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1502	12/29/2000	PX 260	P. Derrick e-mail to M. Montemarano re: payments to Winstar.
1503	12/29/2000	PX 261	B. Verwaayen e-mail to C. Spurrier, M. Montemarano re: Winstar Renegotiations.
1504	1/2/2001	PX 262	Potential Amended Financing Parameters.
1505	1/14/2001	PX 263	D. Hopkins e-mail re: M. White re: winstar meeting montemarano notes
1506	2/12/2001	PX 264	R. Uhl letter to M. Montemarano (cc: C. Spurrier, D. Harris, B. Verwaayen and N. Kantor) re: Lucent's position on funding for non-Lucent performed services.
1507	11/6/2000	PX 265	W. Fullerton e-mail to M. Montemarano re: winstar services
1508	3/29/2001	PX 266	J. Diroma e-mail to W. Fullerton re: winstar services pass thru
1509	1/20/2000	PX 267	J. Cocco e-mail to J. Diroma re: winstar services
1510	11/7/2000	PX 268	C. Kelly e-mail to W. Fullerton re: Winstar Services
1511	11/10/2000	PX 269	J. Diroma e-mail to M. Montemarano re: winstar services addendum - restricted internal review and comment
1512	11/29/2000	PX 270	W. Fullerton e-mail to C. Kelly and J. Diroma re: Immediate attention requested Winstar Services
1513	12/6/2000	PX 271	W. Fullerton e-mail to M. Montemarano; D. Hopkins and M. White re: winstar Agreement
1514	1/15/2001	PX 272	Discussion re: Winstar refinancing.
1515	1/2/2001	PX 273	Notes re: Potential Amended Financing Parameters.
1516	1/8/2001	PX 274	D. Harris e-mail to C. Spurrier, B. Verwaayen, M. Montemarano re: Agenda for meeting with Winstar.
1517	2/6/2001	PX 275	C. McGovern e-mail to C. Spurrier, B. Verwaayen, D. Harris attaching letter to sent to R. Uhl on 2/6/01.
1518	2/12/2001	PX 276	R. Uhl letter to M. Montemarano (cc: C. Spurrier, D. Harris, B. Verwaayen and N. Kantor) re: Lucent's position on funding of non-Lucent performed services.
1519	2/2/2001	PX 277	B. Verwaayen e-mail to M. Montemarano, C. Spurrier and D. Harris re: Update to Winstar 'strategy'.
1520	3/21/2001	PX 278	E. Perricone e-mail to P. Derrick and M. Hund Mejean re: Winstar conversion notes.
1521	3/21/2001	PX 279	M. Montemarano e-mail to D. Harris, D. Hopkins, M. Hund-Mejean, et al re: 3/21/01 Winstar meeting.
1522	4/17/2001	PX 280	Affidavit of Richard Uhl.
1523	9/29/2000	PX 281	R. Uhl to D. Ackerman, F. Jules, N. Kantor, J. Maloney, F. Rubin and B. Zlotnick re: Lucent acceptance of Winstar service charges.
1524	2/7/2001	PX 282	<b>DELETED</b>
1525	3/30/2001	PX 283	<b>DELETED</b>
1526	2/25/2001	PX 284	F. Jules e-mail to R. Uhl re: L'Obrien Cash Forecast.
1527	11/10/2000	PX 285	H. Shartel e-mail to F. Rubin and R. Uhl re: Savings Recommendations.
1528	10/20/2000	PX 286	H. Shartel e-mail to F. Jules re: Winstar actions.
1529	12/29/2000	PX 287	<b>DELETED</b>
1530	6/26/2000	PX 288	D. Ackerman e-mail to N. Kantor re: End of quarter deals with Lucent & Winstar
1531	10/12/2000	PX 289	D. Ackerman e-mail to F. Jules and R. Uhl re: Change in Plan on 2000 CapEx Budget
1532	8/27/2000	PX 290	D. Harris e-mail to N. Aversano re: winstar briefing
1533	12/11/2000	PX 291	Complaint; jury demand; certification to nj rule 4:5-1
1534	10/20/2000	PX 292	E. Perricone e-mail to D. Harris re: Winstar refinance notice
1535	9/6/2000	PX 293	<b>DELETED</b>
1536	9/20/1999	PX 294	J. Quinn e-mail to J. Diroma re: winstar services
1537	6/27/2000	PX 295	T. Loner e-mail to J. Diroma re: 60M winstar funds transfer for this last quarter
1538	3/30/2000	PX 296	Notes re: winstar pass-thru arrangement

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1539	2/27/2000	PX 297	J. Cocito e-mail to J. Diroma re: Kanan Vocall revenue issues
1540	9/14/1999	PX 298	J. Diroma e-mail to A. Borthoumias; D. Christian etc. re: End of quarter revenue recognition
1541	12/20/1999	PX 299	R. Halrich e-mail to C. Asalimopotles re: winstar 4000 orders call on Monday
1542	3/21/2000	PX 300	E. Di Pietro e-mail to J. Diroma re: bill and hold
1543	12/28/2000	PX 301	D. Hopkins e-mail to M. Hund-Mejean; D. Harris; M. Montemarano re: winstar
1544	8/17/2000	PX 302	V. Petrini e-mail to D. Harris re: A1-Suspension of CS Services
1545	12/14/2000	PX 303	R. Mark e-mail to S. Rosen; D. Hsu; A. Saiewitz etc. re: winstar Agreements
1546	3/1/2004	PX 304	Response to Lucent's Objections to Plaintiff's Deposition Upon Written Questions of Deborah Harris
1547	11/19/2000	PX 305	M. Hund-Mejean e-mail to D. Harris re: Winstar
1548	12/8/2000	PX 306	R. Helfrich e-mail to R. Kipke and J. Diroma re: Winstar Bill and Hold IMMEDIATE ATTENTION NEEDED
1549	12/8/2000	PX 307	R. Kipke e-mail to R. Helfrich and J. Diroma re: Winstar bill and Hold IMMEDIATE ATTENTION NEEDED
1550	12/28/2000	PX 308	E. Perricone e-mail to P. Derrick et al re: Winstar-Financing of Services under Credit Agreement dated May 4, 2000
1551	1/26/2001	PX 309	Winstar/Lucent Meeting
1552	12/8/2000	PX 310	D. Ackerman e-mail to J. EEverding re: Services Addendum
1553	11/2/2000	PX 311	M. Hund-Mejean e-mail to D. Hopkins re: Winstar
1554	12/26/2000	PX 312	H. Shartel e-mail to F. Rubin re: Net 90.
1555	12/19/2000	PX 313	E. Perricone letter to Winstar Communications, Inc. re: Lucent Credit Facility.
1556	9/20/1999	PX 314	J. Quinn e-mail to J. Diroma re: Winstar Services.
1557	2/1/2001	PX 315	D. Harris e-mail to M. Montemarano and E. Perricone re: Winstar draw.
1558	2/6/2001	PX 316	M. Montemarano e-mail to K. Becker and P. Derrick re: 2/5/01 approval for Winstar loan advance.
1559	7/24/2000	PX 317	J. Diroma e-mail to J. Cocito, C. Naylor, E. Perricone, et al. re: Winstar Services.
1560	11/16/2000	PX 318	M. Hund-Mejean e-mail to P. Hayes re: sending notice to Winstar.
1561	6/12/1998	PX 319	Invoice from Winstar to Lucent in the amount of \$25,000,000.
1562	10/26/2000	PX 320	B. Nelson fax to D. Harris re: Lucent Product Overview from N. Kantor.
1563	12/21/2000	PX 321	Lucent Technologies reports results of operational and financial review.
1564	12/5/2000	PX 322	P. Derrick e-mail to M. Hund-Mejean re: Winstar due diligence.
1565	9/29/2000	PX 323	Software Pool Agreement.
1566	10/20/2000	PX 324	\$135M Software Pool Allocations Fiscal Q42000 EoQ Deal.
1567	11/16/2000	PX 325	J. Diroma e-mail to R. Moogan re: Winstar Special Services Arrangement.
1568	10/19/2000	PX 326	Lucent/Winstar End of Quarter Deal Fiscal Year Q42000.
1569	3/26/2001	PX 327	<b>DELETED</b>
1570	12/19/2001	PX 328	Deloitte and Touche Valuation Consulting Services Report
1571	12/19/2001	PX 329	Empire Valuation Consultants Report
1572	9/29/2000	PX 330	N. Aversano e-mail to D. Harris, W. Plunkett, and J. Cocito re: Lucent Credit.
1573	10/22/1998	PX 331	\$2 Billion Winstar/Lucent strategic Agreement to expand Winstar's broadband network
1574	10/23/2000	PX 332	Lucents' Board of Directors names Henry Schacht Chairman and CEO
1575	2/27/2003	PX 333	Lucent Technologies reaches agree to resolve Agreement in principle with SEC staff all matters under investigation
1576	3/17/2004	PX 334	Lucent Technologies to make payment as part of SEC settlement
1577	12/19/2001	PX 335	IDT Corp form 8-K with schedule filed December 19, 2001 with SEC
1578	8/28/2002	PX 336	IDT Corp form 8-KA with schedules filed August 28, 2002 with SEC
1579	11/7/2000	PX 337	P. Derrick e-mail to M. Hund-Mejean re: drafting of Winstar Agreement.
1580	11/2/2000	PX 338	J. Diroma fax to M. Montemarano re: Winstar financing issues.
1581	11/7/2000	PX 339	P. Hayes e-mail to P. Derrick re: Winstar Recourse Removal.
1582	10/4/2001	PX 340	Secured Proof of Claim for \$138,957,218.90.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1583	10/11/2001	PX 341	Unsecured Proof of Claim
1584	10/11/2001	PX 342	Secured Proof of Claim.
1585	3/28/2003	PX 343	Proof of Claim regarding Rejection Damages
1586	4/2/2001	PX 344	Invoices NWC0004071, NWC0004076-NWC0004077, NWC0004084-NWC0004087, NWC004098, NWC0004621, NWC0004630, NWC0004766
1587		PX 345	2Q00 EOQ Deal Summary.
1588	7/1/2000	PX 346	V. Petrini e-mail to W. Plunkett re: revised 3Q00 deal.
1589	7/6/1999	PX 347	Lucent invoice to Winstar in the amount of \$11,794,770.00.
1590	6/26/2000	PX 348	C. Naylor e-mail to V. Petrini and W. Plunkett re: EoQ Deal.
1591	9/22/2000	PX 349	R. Helsfrich e-mail to P. Perry, A. Fulton, M. Riesa, et al. re: Software Pool.
1592		PX 350	Fiscal Q3 2000 EoQ Deal.
1593		PX 351	Lucent/Winstar End of Quarter Deals Fiscal Year 2000,
1594	11/22/1999	PX 352	D. Digirolomo e-mail to F. Manzi re: Winstar Yr.2000 Spend Meeting.
1595	12/30/1999	PX 353	M. Wilson letter to D. Ackerman re: \$3,000,000 Lucent credit to Winstar.
1596	2/6/2000	PX 354	J. Noda e-mail to S. Cassady and F. Manzi re: Winstar 4Q99 Funds Transfer PO.
1597	3/30/2000	PX 355	M. Wilson fax to D. Ackerman re: \$3,000,000 Lucent credit to Winstar.
1598	3/31/2000	PX 356	A. Zendle letter to C. Naylor re: shipment of optical networking equipment.
1599	3/31/2000	PX 357	M. Wilson letter to D. Ackerman re: \$3,000,000 Lucent credit to Winstar.
1600	4/27/2000	PX 358	S. Colross e-mail to J. Cocito re: Lucent's Purchase Money debt.
1601	5/4/2000	PX 359	Winstar Outstanding New Facility.
1602	6/23/2000	PX 360	D. Ackerman e-mail to N. Kantor re: Lucent cash.
1603	6/30/2000	PX 361	W. Plunkett letter to D. Ackerman re: \$14,000,000 Lucent credit to Winstar.
1604	6/30/2000	PX 362	L. Hicks e-mail to V. Petrini re: shipment of optical networking equipment.
1605	6/30/2000	PX 363	W. Plunkett letter to D. Ackerman re: \$14,000,000 Lucent credit to Winstar.
1606	9/1/2000	PX 364	D. Harris e-mail to L. Rogers re: Winstar Update.
1607	9/14/2000	PX 365	Lucent/Winstar End of Quarter Deals Fiscal Year 2000.
1608	9/25/2000	PX 366	J. Cocito e-mail to F. Manzi re: Winstar Services.
1609	9/25/2000	PX 367	A. Dollins e-mail D. Harris attaching Winstar Issue Status chart.
1610	9/28/2000	PX 368	<b>DELETED</b>
1611	9/29/2000	PX 369	D. Harris e-mail to D. Ackerman re: \$10,000,000 Lucent PX credit to Winstar.
1612	9/29/2000	PX 370	B. Zlotnick letter to V. Petrini re: Bill and Hold Letter for Lucent Optical Equipment.
1613	9/29/2000	PX 371	N. Aversano e-mail to D. Harris, W. Plunkett, J. Cocito re: Lucent Credit.
1614	10/6/2000	PX 372	B. Plunkett letter to D. Ackerman re: equipment and services commitment
1615	10/16/2000	PX 373	B. Plunkett letter to D. Ackerman re: deferred billing
1616	10/20/2000	PX 374	B. Plunkett letter to D. Ackerman re: \$35M credit
1617	10/20/2000	PX 375	B. Plunkett letter to D. Ackerman re: pricing and commitments
1618	12/7/2000	PX 376	E. Perricone e-mail to F. Rubin re: Prepayment 12/7/00
1619	12/14/2000	PX 377	F. Jules e-mail to D. Ackerman re: Lucent
1620	3/29/2001	PX 378	<b>DELETED</b>
1621	5/8/2001	PX 379	<b>DELETED</b>
1622	9/28/2000	PX 380	Winstar/Lucent 2000 Partnership Deal
1623	6/28/2000	PX 381	L. Hicks e-mail to D. Ackerman re: EOQ deal
1624	10/22/1998	PX 382	Winstar Conference Call transcript
1625	7/14/1999	PX 383	N. Kantor e-mail to C. Dickson, F. Rubin and J. Dwyer re: Response to Your Request
1626	4/5/2001	PX 384	<b>DELETED</b>
1627	4/10/2001	PX 385	<b>DELETED</b>
1628	6/28/2001	PX 386	<b>DELETED</b>
1629	6/29/2001	PX 387	<b>DELETED</b>
1630	4/22/1999	PX 388	J. Dirome e-mail to W. Plunkett re: winstar services
1631	1/4/2000	PX 389	A. Carrone e-mail to M. Lester; A. Jerden; R. Lepore; etc.. re: winstar

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1632	1/18/2000	PX 390	J. Diroma e-mail to C. Naylor; M. Wilson; M. Epstein etc., re: winstar servies
1633	1/20/2000	PX 391	J. Cocito e-mail to J. Diroma re: winstar services
1634	2/14/2000	PX 392	C. Naylor e-mail to J. Diroma; J. Cocito and D. Rigoth re: update 2 FW winstar services
1635	11/9/2000	PX 393	J. Diroma e-mail to V. Patrini; D. Rigotti and A. Fulton re: Winstar services opportunity
1636	12/21/1999	PX 394	Winstar purchase order
1637	12/30/1999	PX 395	A. Zardla letter to C. Naylor re: Enginering
1638	3/28/2000	PX 396	C. Naylor e-mail to V. Petrini re: winstar bill and hold
1639	12/8/2000	PX 397	J. Diroma e-mail to D. Rigotti re: winstar issues
1640	1/3/2001	PX 398	J. Diroma e-mail to M. Weinman and K. O'Grady re: March Inventory JE for Winstar
1641		PX 399	Lucents plan for policy change regarding "pass through winstar services"
1642	9/30/2000	PX 400	Notes re: Winstar pass-thru Agreement
1643	12/10/1999	PX 401	C. Naylor e-mail to V. Petrini re: Response to your letter of this afternoon
1644		PX 402	<b>DELETED</b>
1645	2/8/2001	PX 403	M. Montemarano e-mail to C. McGovern re: Winstar Storyboard (sent on behalf of Debbie Harris)
1646	3/20/2001	PX 404	D. Harris e-mail to L. Alexander re: Equipment in Lucent Warehouse
1647	4/12/2001	PX 405	E. Perricone memorandum to D. Hopkins re: Winstar
1648	9/6/2000	PX 406	L. Rogers memorandum to D. Hopkins, N. Aversano and P. Derrick re: Barron's September 4, 2000 article and Reuters September 5, 2000 commentary.
1649	11/10/2000	PX 407	<b>DELETED</b>
1650	11/10/2000	PX 408	<b>DELETED</b>
1651	4/9/2001	PX 409	<b>DELETED</b>
1652	4/11/2001	PX 410	<b>DELETED</b>
1653	10/20/1998	PX 411	S. Bryant e-mail to M. Gelsi re: Board Meeting Slides.
1654	5/14/2002	PX 412	Deposition testimony of Richard McGinn from Aversano v. Lucent.
1655	5/14/2002	PX 413	<b>DELETED</b>
1656	5/4/2000	PX 414	<b>DELETED</b>
1657	12/4/2000	PX 415	E. Perricone e-mail to F. Rubin, K. Monaco and R. Uhl re: Winstar Due Diligence.
1658	12/8/2000	PX 416	K. Monaco letter to W. Keller enclosing materials requested by E. Perricone in her 12/4/00 e-mail message.
1659	12/8/2000	PX 417	K. Monaco e-mail to F. Rubin re: Winstar due diligence questions.
1660	10/19/2000	PX 418	E. Perricone e-mail to P. Derrick re: WVF-I LLC Refinancing Requirement.
1661	12/18/2000	PX 419	M. Hund-Mejean e-mail to E. Perricone, M. Keefe, R. Mark et al. re: Winstar-Request for Credit Memo to reduce Lucent Loans below \$500M.
1662	12/19/2000	PX 420	D. Hopkins e-mail to D. Harris, C. Spurrier and M. Hund-Mejean re: Winstar refinancing notice.
1663	12/28/2000	PX 421	M. Hund-Mejean e-mail to D. Harris re: Winstar Refinancing Notice.
1664		PX 422	Lucent/Winstar "Want" List
1665	3/7/2001	PX 423	<b>DELETED</b>
1666	3/16/2001	PX 424	<b>DELETED</b>
1667	5/17/2001	PX 425	<b>DELETED</b>
1668	1/3/2001	PX 426	A. Alfred e-mail to E. Perricone and K. Becker re: 2nd borrowing request from Winstar.
1669	1/4/2001	PX 427	D. Harris e-mail to A. Dollins re: call to discuss Winstar services turnkey proposal.
1670	3/21/2001	PX 428	Winstar/Lucent Meeting - Finance Matters.
1671	3/28/2001	PX 429	<b>DELETED</b>
1672	4/12/2001	PX 430	<b>DELETED</b>
1673	7/9/2001	PX 431	<b>DELETED</b>

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1674	2/1/2001	PX 432	R. Uhl e-mail to K. Monaco re: Cash Forecast.
1675	2/6/2001	PX 433	<b>DELETED</b>
1676	12/29/2000	PX 434	Notice of Request for Borrowing.
1677	12/22/2000	PX 435	Notice of Request of Borrowing.
1678	12/18/2000	PX 436	J. Carter e-mail to SPN NA Vice Presidents re: New Rules of the Road.
1679	10/3/2000	PX 437	<b>DELETED</b>
1680	12/11/2000	PX 438	D. Ackerman to J. Everding re: EO3Q Deal and Follow-ups.
1681	5/17/2004	PX 439	<b>DELETED</b>
1682	11/16/2000	PX 440	D. Harris e-mail to C. Spurrier re: Outsourcing Services.
1683	12/8/2000	PX 441	F. Rubin letter R. Uhl re: Due Diligence questions.
1684	12/8/2000	PX 442	K. Monaco letter to W. Keller enclosing materials requested by E. Perricone in 12/04/00 e-mail.
1685	12/15/2000	PX 443	F. Rubin letter to E. Perricone re: invoice number WVF1121500 for \$62,600,285.09.
1686	1/17/2001	PX 444	L. Fawcett e-mail to M. Waugh re: Winstar Services Agreement.
1687	3/23/2001	PX 445	<b>DELETED</b>
1688	2/13/2001	PX 446	<b>DELETED</b>
1689	2/20/2001	PX 447	<b>DELETED</b>
1690	8/21/2000	PX 448	<b>DELETED</b>
1691	2/20/2001	PX 449	<b>DELETED</b>
1692	8/16/2002	PX 450	R. Cheng memo to P. Cummings re: Review of Valuation Analysis for Winstar Communications, Inc. Impairment Analysis for December 31, 2000 and September 30, 2001.
1693	3/28/2001	PX 451	<b>DELETED</b>
1694	12/4/2000	PX 452	E. Perricone e-mail to F. Rubin, K. Monaco, R. Uhl re: Winstar Due Diligence.
1695	12/7/2000	PX 453	W. Keller e-mail to K. Monaco re: due diligence questions.
1696	12/8/2000	PX 454	K. Monaco letter to W. Keller enclosing materials requested by E. Perricone in 12/04/00 e-mail.
1697		PX 455	<b>DELETED</b>
1698		PX 456	<b>DELETED</b>
1699	11/13/2000	PX 457	F. Rubin letter to M. Hund Mejean re: Winstar/Lucent Financings.
1700	2/25/2004	PX 458	<b>DELETED</b>
1701	2/26/2004	PX 459	<b>DELETED</b>
1702	2/25/2004	PX 460	Solvency Expert Report of Stephen Scherf
1703	2/25/2004	PX 461	<b>DELETED</b>
1704	2/26/2004	PX 462	Expert Report of Paul W. Pocalyko
1705		PX 463	<b>DELETED</b>
1706	8/21/2000	PX 464	<b>DELETED</b>
1707	1/4/2001	PX 465	E. Perricone e-mail to D. Hopkins re: Clarifications and Wish list - Winstar.
1708	3/21/2001	PX 466	<b>DELETED</b>
1709	3/21/2001	PX 467	<b>DELETED</b>
1710	3/21/2001	PX 468	<b>DELETED</b>
1711	3/20/2001	PX 469	<b>DELETED</b>
1712	1/17/2001	PX 470	<b>DELETED</b>
1713	11/1/2000	PX 471	<b>DELETED</b>
1714	10/8/2000	PX 472	<b>DELETED</b>
1715	3/19/2001	PX 473	<b>DELETED</b>
1716	3/13/2001	PX 474	<b>DELETED</b>
1717	8/21/2000	PX 475	L. Rogers e-mail to W. Viqueira, N. Aversano, P. Derrick, et al. re: Winstar refinancing.
1718	9/6/2000	PX 476	L. Rogers e-mail to D. Hopkins, W. Viqueira, N. Aversano, et al. re: Winstar Chronology.

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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1719	11/16/2000	PX 477	P. Derrick e-mail to D. Harris, R. Mark, M. Montemarano, et al. re: draft letter to Fred Rubin.
1720	3/27/2001	PX 478	Notice of Request for Borrowing.
1721	3/12/2004	PX 479	Defendant's Amended and Supplemental Responses and Objections to Plaintiff's Third Set of Interrogatories.
1722	6/11/2004	PX 480	Declaration of Vernon Terrell in Support of Motion of Defendant Lucent Technologies Inc. For Summary Judgment with Accompanying Exhibits.
1723	4/19/2004	PX 481	Defendant's Additional Supplemental Response to Interrogatory No. 1 of Plaintiff's Third Set of Interrogatories.
1724	3/12/2001	PX 482	<b>DELETED</b>
1725	3/7/2001	PX 483	<b>DELETED</b>
1726	3/29/2000	PX 484	<b>DELETED</b>
1727	3/30/2000	PX 485	<b>DELETED</b>
1728	3/9/1999	PX 486	R. Haffar e-mail to N. Kantor re: Update re meeting with Nina Aversano.
1729	3/27/1999	PX 487	R. Haffar e-mail to N. Kantor re: Lucent update: no action necessary.
1730	7/26/2000	PX 488	<b>DELETED</b>
1731	8/5/1999	PX 489	<b>DELETED</b>
1732	12/17/1999	PX 490	D. Ackerman e-mail to M. Wilson re: Phone System for ICI will not be deployed by Lucent.
1733	6/30/2000	PX 491	D. Ackerman e-mail to L. Hicks re: Software Pool Agreement.
1734	11/16/2000	PX 492	<b>DELETED</b>
1735	12/20/2000	PX 493	<b>DELETED</b>
1736	3/17/2001	PX 494	<b>DELETED</b>
1737	6/27/2000	PX 495	<b>DELETED</b>
1738		PX 496	DX 141
1739		PX 497	<b>DELETED</b>
1740		PX 498	DX 328
1741		PX 499	DX 354
1742		PX 500	DX 442
1743		PX 501	DX 575
1744	12/31/1999	PX 502	DX-211- Winstar 12/31/99 10-K
1745	9/30/2000	PX 503	DX 429 - Winstar 9/30/99 10Q
1746	12/27/2000	PX 504	Lucent 10-K
1747	12/19/2001	PX 505	Order Authorizing Sale of Certain of Debtors' Assets Free & Clear of Liens....
1748	4/9/2003	PX 506	Stipulation and Approved Order Resolving Motion of Secured Creditor Lucent Technologies Inc. for Relief from Automatic Stay
1749	11/12/2003	PX 507	Order Approving Settlement with Lucent Technologies Inc Pursuant to Fed. R. Bankr. P. 9019
1750	11/4/2004	PX 508	Order Approving Settlement with Lucent Technologies Inc PX Pursuant to Fed. R. Bankr. P. 9019
1751	1/4/2001	PX 509	Email from D. Rigotti to V. Petrini and J. Newsom re Restructuring Structure

*In re* Winstar Communications, Inc. et al.  
Bankruptcy Case #01-01430-JBR

Tab	Date	Bankr. Docket No.	Description of Item
1752	04/18/2001	1	VOLUNTARY Petition Under Chapter 11 with Exhibit A, List of Creditors Holding 20 Largest Unsecured Claims, Declaration and Certificate of Resolutions

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1753	05/15/2001	219	MOTION for Order [i] Approving Asset Purchase Agreement Between Debtor and Sayers Group, LLC, [ii] Authorizing Sale of Assets Free and Clear of Liens, Claims and Encumbrances, [iii] Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases and [iv] Granting Related Relief
1754	06/06/2001	329	MOTION for Order [i] Approving Asset Purchase Agreement Between Debtor and E&J Acquisition, [ii] Authorizing Sale or Assets Free and Clear of Liens, Interests, Claims and Encumbrances, [iii] Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases and [iv] Granting Related Relief
1755	06/06/2001	332 336	STIPULATION to Adjourn Until Further Notice the Hearing on Motion for Relief from Stay; and Order entered on 6/8/2001 [Docket #336].
1756	06/13/2001	362	NOTICE of Additional Changes to Post-Petition Credit Agreement.
1757	06/13/2001	363	MOTION for Order [I] Approving Sale and Purchase Agreement Between Winstar International, Inc. and KDDI Corporation, [II] Authorizing Sale of Shares Free and Clear of Liens, Claims, Interests and Encumbrances and [III] Granting Related Relief
1758	06/14/2001	371	MOTION for Order [I] Approving Stock Purchase Agreement Between Winstar International, Inc and Datco S A., [II] Authorizing Sale of Shares and Debt Interests Free and Clear of Liens, Claims and Encumbrances and [III] Granting Related Relief.
1759	06/14/2001	373	MOTION for Relief from Stay
1760	06/15/2001	377	INTERIM Order Authorizing Debtor to Enter into Amendment To Post-Petition Credit Agreement Re: Item # 334
1761	06/21/2001	423	MONTHLY Reporting Requirements [INITIAL] For the Month Ending 05/31/01 [Part 1 of 3].
1762	06/21/2001	424	MONTHLY Reporting Requirements [INITIAL] For the Month Ending 05/31/01 [Part 2 of 3]
1763	06/21/2001	425	MONTHLY Reporting Requirements [INITIAL] For the Month Ending 05/31/01 [Part 3 of 3]
1764	06/21/2001	429	ORDER Signed Approving Asset Purchase Agreement Between Debtor and E&J Acquisition, LLC [II] Authorizing Sale of Assets Free and Clear of Liens, Interests, Claims and Encumbrances, [III] Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases and [IV] Granting Related Relief. Re: Item # 329,
1765	06/21/2001	430	ORDER Signed [I] Approving Asset Purchase Agreement Between Debtor and Sayers Group LLC, [II] Authorizing Sale of Assets Free and Clear of Liens, Claims and Encumbrances, [III] Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases and [IV] Granting Related Relief. Re: Item # 219
1766	06/27/2001	485	ORDER Signed [I] Approving Stock Purchase Agreement Between Winstar International, Inc. And Datco S A., [II] Authorizing Sale of Shares Free and Clear of Liens, Claims and Encumbrances and [III] Granting Related Relief Re: Item # 371
1767	06/28/2001	487	MOTION for Order Approving [I] Procedures To Sell or Otherwise To Dispose of [A] Certain Assets of Various International Non-Debtor Affiliates of Winstar Communications, Inc ["WCI"] And Winstar International, Inc ["Winstar International"], And [B] Certain Assets of WCI And Winstar International Related Thereto Free And Clear Of Any Liens, Claims and Encumbrances, And [II] the Use of Debtors' Funds in Connection Therewith, Without Further Court Approval.
1768	06/29/2001	492	ORDER Signed In Court [FINAL AMENDMENT] Authorizing Debtors In Possession To Enter Into Amendment To Post-Petition Credit Agreement Re: Item # 377

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

1769	06/29/2001	494	MOTION for Order Approving Procedures To Sell Certain Assets Free And Clear of Any Liens, Claims, Interests And Encumbrances Without Further Court Approval.
1770	06/29/2001	503	[SECOND AMENDED] And Restated Senior Secured Super-Priority Debtor In Possession Credit Agreement.
1771	07/06/2001	530	MOTION for Order [i] Approving Asset Purchase Agreement Between Winstar New Media Company, Inc. And Winstar Interactive Media Sales, Inc. As Sellers And Interep Interactive, Inc. As Purchaser, [ii] Authorizing Sale Of Assets Free And Clear Of Liens, Claims And Encumbrances, [iii] Authorizing Winstar Interactive Media Sales, Inc. To Assume And Assign Certain Executory Contracts And An Unexpired Leases And [iv] Granting Related Relief.
1772	07/09/2001	533	SUMMARY of Schedules [01-1442].
1773	07/09/2001	534	SUMMARY of Schedules [01-1444].
1774	07/09/2001	535	SUMMARY of Schedules [01-1446].
1775	07/09/2001	536	SUMMARY of Schedules [01-1435].
1776	07/09/2001	537	SUMMARY of Schedules [01-1436].
1777	07/09/2001	538	SUMMARY of Schedules [01-1434].
1778	07/09/2001	539	SUMMARY of Schedules [01-1440].
1779	07/09/2001	540	SUMMARY of Schedules [01-1455].
1780	07/09/2001	541	SUMMARY of Schedules [01-1439].
1781	07/09/2001	542	SUMMARY of Schedules [01-1456].
1782	07/09/2001	543	SUMMARY of Schedules [01-1438].
1783	07/09/2001	544	SUMMARY of Schedules [01-1441].
1784	07/09/2001	545	SUMMARY of Schedules [01-1449].
1785	07/09/2001	546	SUMMARY of Schedules [01-1448].
1786	07/09/2001	547	SUMMARY of Schedules [01-1447].
1787	07/09/2001	548	SUMMARY of Schedules [01-1430].
1788	07/09/2001	549	SUMMARY of Schedules [01-1452].
1789	07/09/2001	550	SUMMARY of Schedules [01-1453].
1790	07/09/2001	551	SUMMARY of Schedules [01-1437].
1791	07/09/2001	552	SUMMARY of Schedules [01-1433].
1792	07/09/2001	553	SUMMARY of Schedules [01-1462].
1793	07/09/2001	554	SUMMARY of Schedules [01-1450].
1794	07/09/2001	555	SUMMARY of Schedules [01-1432].
1795	07/09/2001	556	SUMMARY of Schedules [01-1454].
1796	07/09/2001	557	SUMMARY of Schedules [01-1457].
1797	07/09/2001	558	SUMMARY of Schedules [01-1460].
1798	07/09/2001	559	SUMMARY of Schedules [01-1459].
1799	07/09/2001	560	SUMMARY of Schedules [01-1461].
1800	07/09/2001	561	SUMMARY of Schedules [01-1458].
1801	07/09/2001	562	SUMMARY of Schedules [01-1431].
1802	07/09/2001	563	SUMMARY of Schedules [01-1443].
1803	07/09/2001	564	STATEMENT of Financial Affairs [01-1458].
1804	07/09/2001	565	STATEMENT of Financial Affairs [01-1454].
1805	07/09/2001	566	STATEMENT of Financial Affairs [01-1433].
1806	07/09/2001	567	STATEMENT of Financial Affairs [01-1457].
1807	07/09/2001	568	STATEMENT of Financial Affairs [01-1437].
1808	07/09/2001	569	STATEMENT of Financial Affairs [01-1432].
1809	07/09/2001	570	STATEMENT of Financial Affairs [01-1460].
1810	07/09/2001	571	STATEMENT of Financial Affairs [01-1459].

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## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1811	07/09/2001	572	STATEMENT of Financial Affairs [01-1431].
1812	07/09/2001	573	STATEMENT of Financial Affairs [01-1461].
1813	07/09/2001	574	STATEMENT of Financial Affairs [01-1442].
1814	07/09/2001	575	STATEMENT of Financial Affairs [01-1444].
1815	07/09/2001	576	STATEMENT of Financial Affairs [01-1446].
1816	07/09/2001	577	STATEMENT of Financial Affairs [01-1435].
1817	07/09/2001	578	STATEMENT of Financial Affairs [01-1436].
1818	07/09/2001	579	STATEMENT of Financial Affairs [01-1434].
1819	07/09/2001	580	STATEMENT of Financial Affairs [01-1455].
1820	07/09/2001	581	STATEMENT of Financial Affairs [01-1439].
1821	07/09/2001	582	STATEMENT of Financial Affairs [01-1456].
1822	07/09/2001	583	STATEMENT of Financial Affairs [01-1438].
1823	07/09/2001	584	STATEMENT of Financial Affairs [01-1441].
1824	07/09/2001	585	STATEMENT of Financial Affairs [01-1449].
1825	07/09/2001	586	STATEMENT of Financial Affairs [01-1448].
1826	07/09/2001	587	STATEMENT of Financial Affairs [01-1447].
1827	07/09/2001	588	STATEMENT of Financial Affairs [01-1452].
1828	07/09/2001	589	STATEMENT of Financial Affairs [01-1450].
1829	07/09/2001	590	STATEMENT of Financial Affairs [01-1453].
1830	07/09/2001	591	STATEMENT of Financial Affairs [01-1451].
1831	07/09/2001	592	STATEMENT of Financial Affairs [01-1430].
1832	07/09/2001	593	STATEMENT of Financial Affairs [01-1440].
1833	07/09/2001	594	STATEMENT of Financial Affairs [01-1462].
1834	07/09/2001	595	STATEMENT of Financial Affairs [01-1443].
1835	07/09/2001	596	SUMMARY of Schedules [01-1451].
1836	07/09/2001	663	SUMMARY of Schedules [01-1445].
1837	07/09/2001	664	STATEMENT of Financial Affairs [01-1445].
1838	07/13/2001	636	STIPULATION To Adjourn Until Further Notice The Hearing On The Motion For Relief From Automatic Stay Or, Alternatively, For Adequate Protection With Respect to Certain Investment And Disbursement Accounts.
1839	07/16/2001	640	OBJECTION To Motion For Order Approving Procedures To Sell Certain Assets Free And Clear Of Any Liens, Claims, Interests And Encumbrances Without Further Court Approval.
1840	07/17/2001	647	OBJECTION To Motion For Order [I] Approving Asset Purchase Agreement Between Winstar New Media Company, Inc And Winstar Interactive, Inc , As Purchaser, [II] Authorizing Sale Of Assets Free And Clear Of Liens, Claims And Encumbrances, [III] Authorizing Winstar Interactive Media Sales, Inc to Assume And Assign Certain Executory Contracts And An Unexpired Lease And [IV] Granting Related Relief.
1841	07/19/2001	684	ORDER Signed In Court Approving Procedures To Sell Certain Assets Free And Clear Of Any Liens, Claims And Encumbrances Without Further Court Approval Re: Item # 487
1842	07/20/2001	688	ORDER Signed Approving Procedures To Sell Certain Assets Free And Clear Of Any Liens, Claims, Interests And Encumbrances Without Further Court Approval Re: Item # 494
1843	07/26/2001	727	ORDER Signed [I] Approving Asset Purchase Agreement Between Winstar Interactive Media Sales, Inc And Interp Interactive, Inc , [II] Authorizing Sale Of Assets Free And Clear Of Liens, Claims And Encumbrances, [III] Authorizing Winstar Interactive Media Sales, Inc To Assume And Assign Certain Executory Contracts And Unexpired Leases And [IV] Granting Related Relief Re: Item # 530

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1844	07/27/2001	747	Motion to Approve The Agreement And Plan Of Merger Between Winstar New Media Company, Inc. As Seller And Gegulus International Capital Co , As Purchaser Including Break-Up Fee And Expense Reimbursement Filed by Edwin J. Harron, Atty/DEBTOR.
1845	08/07/2001	780	Motion to Approve Sale (i) Approving Asset Purchase Agreement Between Winstar New Media Company, Inc. as Seller and Sycamore Venture Capital, L.P. and Sycamore Investors' Fund, L.P. as Purchasers; (ii) Authorizing Sale of Assets Free and Clear of Liens, Claims and Encumbrances and (iii) Granting Related Relief .
1846	08/07/2001	781	Motion to Approve (i) Equipment Agreement Between Winstar Wireless, Inc. and Voicestream PCS BTA I Corporation and (ii) Subject to, Inter Alia, Court Approval of Such Equipment Purchase Agreement, Authorizing the Rejection of Unexpired Lease of Nonresidential Real Property Filed by WINSTAR COMMUNICATIONS, INC.
1847	08/24/2001	895	Motion to Approve ASSET PURCHASE AGREEMENT BETWEEN WINSTAR WIRELESS, INC. AND WORLDLEC COMMUNICATIONS CORP. Filed by WINSTAR COMMUNICATIONS, INC.
1848	08/29/2001	918	Motion to Approve Sale (i) Approving the Asset Purchase Agreement, (ii) Authorizing Sale of Assets Free and Clear of Liens, Interests, Claims and Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume and Assign Certain Executory Contracts and Unexpired Leases and (iv) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC..
1849	08/29/2001	947	Order (i) Approving Purchase Agreement Between WINSTAR NEW MEDIA COMPANY, INC & SYCAMORE VENTURE CAPITAL, L.P & SYCAMORE INVESTORS" FUND, L.P ; (ii) Authorizing Sale of Company Stock Free & Clear of Liens, Claims & Encumbrances & (iii) Granting Related Relief Signed on 8/29/2001 (related document(s)780)
1850	08/29/2001	948	Order (I) Approving Equipment Purchase Agreement Between WINSTAR WIRELESS, INC. & VOICESTREAM PCS BTA I CORPORATION & (ii) Subject to, INTER ALIA, court Approval of Such Equipment Purchase Agreement, Authorizing Rejection of Unexpired Lease of Nonresidential Real Property & Granting Related Relief Signed on 8/29/2001 (related document(s)781).
1851	09/04/2001	929	Debtor-In-Possession Monthly Operating Report for Filing Period 07/31/2001 Filed by WINSTAR COMMUNICATIONS, INC..
1852	09/07/2001	954	Motion to Approve Debtors' Motion For Order Pursuant to Bankruptcy Code Sections 363(b), 363(f), and 363(m) and Fed. R. Bankr. P. 9019 (i) Approving Purchase Agreement With Equity Broadcasting Corporation, (ii) Authorizing Sale of Assets Free and Clear of Liens, Interests, Claims and Encumbrances, (iii) Authorizing the Release Agreement and (iv) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1853	09/07/2001	955	Motion to Approve Debtors' Motion For Order Pursuant to Bankruptcy Code Sections 363(b), 363(f), 363(m) and 365 (i) Approving Asset Purchase Agreement Between Winstar Wireless, Inc. and Worldlec Communications Corp., (ii) Authorizing Sale of Assets of Winstar-ICI Division Free and Clear of Liens, Interests, Claims and Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume and Assign Certain Executory Contracts and Unexpired Leases and (iv) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.

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1854	09/07/2001	956	Motion to Approve Debtors' Motion For Order Pursuant to Bankruptcy Code Sections 363(b), 363(f), 363(m) and 365 (i) Approving the Asset Purchase Agreement, (ii) Authorizing Sale of Assets of Winstar-Xnet Division Free and Clear of Liens, Interests, Claims and Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume and Assign Certain Executory Contracts and Unexpired Leases and (iv) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1855	09/19/2001	1006	Order (A) Approving (i) Bidding Procedures & (ii) Asset Purchase Agreement, (B) Authorizing Sale of Assets Free & Clear of Liens, Interests, Claims & Encumbrances, (C) Authorizing WINSTAR WIRELESS, INC to Assume & Assign Certain Executory Contracts & Unexpired Leases & (D) Granting Related Relief Signed on 9/18/2001 (related document(s)895).
1856	09/20/2001	1047	Order (i)Approving Asset Purchase Agreement, (II) Authorizing Sale of Assets Free & Clear of Liens, Interests, Claims & Encumbrances, (iii) Authorizing WINSTAR WIRELESS, INC to Assume & Assign Certain Executory Contracts & Unexpired Leases & (iv) Granting Related Relief Signed on 9/20/2001 (related document(s)895).
1857	09/20/2001	1048	Order (i) Approving Purchase Agreement w/EQUITY BROADCASTING CORPORATION, (ii) Authorizing Sale of Assets Free & Clear of Liens, Interests, Claims & Encumbrances, (iii) Authorizing Release Agreement & (iv) Granting Related Relief Signed on 9/20/2001 (related document(s)954).
1858	09/20/2001	1049	Order (i) Approving Asset Purchase Agreement, (ii) Authorizing Sale of Assets of WINSTAR-XNET DIVISION Free & Clear of Liens, Interests, Claims & Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume & Assign Certain Executory Contracts & Unexpired Leases & (iv) Granting Related Relief Signed on 9/20/2001 (related document(s)956).
1859	09/21/2001	1035	Notice of Withdrawal of Objection of the Operating Subsidiaries of Verizon Communications Inc. to Debtors' Motion for Order Approving Asset Purchase Agreement and Authorizing Sale of Assets of Winstar-ICI Division (Dkt. No 1002) Filed by Verizon Communications Inc.
1860	09/24/2001	1055	Order (i) Approving Asset Purchase Agreement, (ii) Authorizing Sale of Assets of WINSTAR-ICI DIVISION Free & Clear of Liens, Interests, Claims & Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume & Assign Certain Executory Contracts & Unexpired Leases & (iv) Granting Related Relief Signed on 9/24/2001 (related document(s)955).
1861	09/24/2001	1056	AMENDED Order (A) Approving Bidding Procedures & (ii) Asset Purchase Agreement, (B) Authorizing Sale of Assets Free & Clear of Liens, Interests, Claims & Encumbrances, (C) Authorizing Winstar Wireless, Inc to Assume & Assign Certain Executory Contracts & Unexpired Leases & (D) Granting Related Relief Signed on 9/24/2001 (related document(s)1006).
1862	09/24/2001	1071	Order (i) Approving Asset Purchase Agreement, (ii) Authorizing Sale of Assets of WINSTAR-ICI DIVISION Free & Clear of Liens, Interests, Claims & Encumbrances, (iii) Authorizing Winstar Wireless, Inc to Assume & Assign Certain Executory Contracts & Unexpired Leases & (iv) Granting Related Relief Signed on 9/24/2001 (Complete Document) (related document(s)1055).
1863	10/04/2001	1105	Stipulation By WINSTAR COMMUNICATIONS, INC. and Between Lucent Technologies Inc Re: Stipulation and Agreed Order Resolving Motion of Secured Creditor Lucent Technologies Inc For Relief From Automatic Stay or Alternatively, Adequate Protection with Respect to Certain Investment and Disbursement Accounts Filed by WINSTAR COMMUNICATIONS, INC.
1864	10/10/2001	1155	Monthly Operating Report for Filing Period August 2001 Filed by James R. O'Donnell, Vice President Corporate Planning WINSTAR COMMUNICATIONS, INC.

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1865	10/10/2001	1156	Monthly Operating Report for Filing Period September 28, 2001. Filed by James R. O'Donnell, VP Corporate Planning, WINSTAR COMMUNICATIONS, INC.
1866	10/11/2001	1199	Response /Objection To Stipulation And Agreed Order Resolving Motion Of Secured Creditor Lucent Technologies Inc. For Relief Fro Automatic Stay Or, Alternatively, Adequate Protection With Respect To Certain Investment And Disbursement Accounts (Donna L. Harris, Esq./PRE-PETITION AGENTS) (Certificate of Service Attached). Filed by WINSTAR COMMUNICATIONS, INC. (related document(s)1105).
1867	11/07/2001	1291	Motion to Allow DEBTORS' MOTION FOR ORDER PURSUANT TO BANKRUPTCY CODE SECTIONS 363(b), 363(f) AND 363(m) (i) APPROVING ASSET PURCHASE AGREEMENT, (ii) AUTHORIZING SALE OF ASSETS OF WINSTAR-ICI DIVISION FREE AND CLEAR OF LIENS, INTERESTS, CLAIMS AND ENCUMBRANCES, AND (iii) GRANTING RELATED RELIEF Filed by WINSTAR COMMUNICATIONS, INC.
1868	11/13/2001	1413	Notice of Filing of Declaration of Edward Sichler in Support of Motion of Siemens Carrier Networks LLC for Entry of Orders Granting Relief From the Automatic Stay and Deeming Contracts Rejected RE: 1313 and 1314 (FILED UNDER SEAL) Filed by Edward Sichler (JML, ) Additional attachment(s) added on 12/4/2001
1869	11/21/2001	1345	Motion to Approve BIDDING PROCEDURES, INCLUDING BID PROTECTIONS, (ii) APPROVING THE FORM AND MANNER OF NOTICE OF (a) BID PROCEDURES HEARING (b) SALE HEARING (c) CURE AMOUNT NOTICES AND (d) ASSUMPTION NOTICES AND (iii) SCHEDULING SALE HEARING, AND (B) AUTHORIZING AND APPROVING (i) SALE OF CERTAIN OF THE DEBTORS' ASSETS FREE AND CLEAR OF LIENS, CLAIMS AND ENCUMBRANCES AND (ii) THE ASSUMPTION AND ASSIGNMENT OF CERTAIN EXECUTORY CONTRACTS AND UNEXPIRED LEASES Filed by WINSTAR COMMUNICATIONS, INC.. Hearing scheduled for 11/27/2001 at 12:45 PM (check with court for location). Objections due by 12/7/2001 (Attachments: # 1 Notice # 2 Exhibit A# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D# 6 Exhibit E# 7 Exhibit F# 8 Proposed Form of Order # 9 Affidavit and Service List) (Morgan, Pauline) (Entered: 11/21/2001)
1870	11/27/2001	1386	Order (i) Approving Asset Purchase Agreement, (ii) Authorizing Sale of Assets of WINSTAR-ICI Division Free & Clear of Liens, Interests, Claims & Encumbrances & (iii) Granting Related Relief signed on 11/27/2001 (related document(s)1291).
1871	11/27/2001	1388	Order (i) Approving Bidding Procedures, (ii) Approving Form & Manner of Notice of (A) Bid Procedures Hearing , (B) Sale Hearing (C) Cure Amount Notices, & (D) Assumption Notices & (iii) Scheduling Sale Hearing signed on 11/27/2001 (related document(s)1345).
1872	11/29/2001	1399	Notice of Filing Exhibit A to Order Pursuant to 11 U S C Sections 363(b) and 105(a) and Fed. R. Bankr. P 2002, 6004, 6006 and 9014 (i) Approving Bidding Procedures, (ii) Approving the Form and Manner of Notice of (A) Bid Procedures Hearing (B) Sale Hearing (C) Cure Amount Notices, and (D) Assumption Notices and (iii) Scheduling Sale Hearing (RE: Docket No. 1388) Filed by WINSTAR COMMUNICATIONS, INC.
1873	12/04/2001	1426	Motion to Allow Motion for Order Pursuant to Bankruptcy Code Sections 363(b), 363(f), 363(m) and 363(i) Approving Asset Purchase Agreement Between Winstar Wireless, Inc and Fastmetrics, LLC, (ii) Authorizing Sale of ISPNetworks Division Free and Clear of Liens, Interests, Claims and Encumbrances, (iii) Authorizing Winstar Wireless, Inc. to Assume and Assign Certain Executory Contracts and Unexpired Leases and (iv) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.

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1874	11/21/2001	1574	Monthly Operating Report for Filing Period September 30, 2001 Filed by WINSTAR COMMUNICATIONS, INC.
1875	12/18/2001	1619	Motion to Approve the Asset Purchase Agreement, (ii) Authorizing Sale of Assets to Corporate Telecommunications Group Free and Clear of Liens, Interests, Claims and Encumbrances and (iii) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1876	12/19/2001	1620	Notice of Filing Supplement to Motion for Order Authorizing (i) Sale of Certain of the Debtors' Assets Free and Clear of Liens, Claims, Encumbrances, and Interests and (ii) Authorizing the Assumption and Assignment of Certain Executory Contracts and unexpired Leases, Seeking Additional Relief of Entry of an Order (A) Authorizing the Debtors to Enter into and Approving Management Agreement, (B) Approving Regulatory Transition Process and (C) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1877	12/19/2001	1627	Order Authorizing (i) Sale of Certain of Debtors' Assets Free & Clear of Liens, Claims Encumbrances, & Interests, (ii) Approving Cure Amounts w/Respect to Certain Executory Contracts & Unexpired Leases, (iii) Approving Debtors' to Enter Into & Approving Management Agreement, (iv) Approving Regulatory Transition Process & (v) Granting Related Relief signed on 12/19/2001.
1878	12/19/2001	1629	Notice of Filing Master Final, Execution Copy/ASSET PURCHASE AGREEMENT Among IDT WINSTAR ACQUISITION, INC, WINSTAR COMMUNICATION, INC. & CERTAIN of its Subsidiaries Filed by WINSTAR COMMUNICATIONS, INC. (related document(s)1627).
1879	12/20/2001	1652	Notice of Filing Re-Notice to Motion for Order Pursuant to Bankruptcy Code Sections 363(b), 363(f), 363(m)(i) Approving the Asset Purchase Agreement, (ii) Authorizing Sale of Assets to Corporate Telecommunications Group Free and Clear of Liens, Interests, Claims and Encumbrances and (iii) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1880	12/20/2001	1655	Notice of Filing of Letter Regarding Sale and Auction of Assets Filed by Multnomah County Oregon Department of Support Services.
1881	01/04/2002	1804	Order Approving Asset Purchase Agreement Between Winstar Wireless, Inc. & Corporate Telecommunications Group, Inc., et al (BLACKLINED COPY) (related document(s)1619).
1882	01/04/2002	1805	Order Approving Asset Purchase Agreement Between Winstar Wireless, Inc. & Corporate Telecommunications Group, Inc, (B) Authorizing Sale of The Northwest Nexus Division Free & Clear of Liens, Interests, Claims & Encumbrances & (C) Granting Related Relief signed on 1/4/2002 (related document(s)1619).
1883	01/17/2002	1879	Order (A) Approving Asset Purchase Agreement Between Winstar Wireless, Inc and Fastmetrics, LLC, (B) Authorizing Sale of Ispnetworks Division Free and Clear of Liens, Interests, Claims and Encumbrances, (C) Authorizing Winstar Wireless, Inc. to Assume and Assign Certain Executory Contracts and Unexpired Leases and (D) Granting Related Relief (Related Doc # 1426).
1884	01/24/2002	1909	Motion to Convert Case 11 to Chapter 7 Reaffirming Terms and Conditions of Asset Sale order Dated December 19, 2001, Shortening Time for, and Approving the Manner of Notice of Meeting of Creditors Under Bankruptcy Code Section 341 and Granting Related Relief. Receipt Number 57550, Fee Amount \$15. Filed by WINSTAR COMMUNICATIONS, INC.
1885	01/24/2002	1919	Order signed on 1/24/2002 Converting Case To Chapter 7, Reaffirming Regulatory Transition Process Under Asset Sale Order Dated 12/19/01, Shortening Time For & Approving The Manner Of Notice Of Meeting Of Creditors Under Bankruptcy Code Section 341 & Granting Related Relief (related document(s)1909).
1886	02/13/2002	1965	Motion to Sell Free and Clear of Liens Filed by Christine Shubert.

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1887	02/13/2002	1966	Complaint For Declaratory Relief by Winstar Holdings, LLC, as successor in interest to Winstar Communications, Inc. against BNY CAPITAL RESOURCES CORPORATION.
1888	02/15/2002	1979	Motion to Sell Free and Clear of Liens and Encumbrances and for an Order Approving the Sale of Assets to Dun & Bradstreet, Inc Filed by Christine Shubert.
1889	02/14/2002	1987	Order 1) Authorizing Trustee to Enter into Software License Agreement; 2) Authorizing and Scheduling a Public Auction; 3) Approving Break-up Fee; 4) Setting Bidding Deadline, Auction Date and Bidding Procedures, Including Deposit Requirements and Objection Deadline to Bidding Procedures; 5) Setting Hearing Date and Objection Deadline for Approval of the Sale of the Assets of the Debtors Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. Section 363, and 6) Approving the Form of Notice of Motion for Approval of the Sale. Order signed on 2/14/2002 (related document(s)1965).
1890	03/03/2002	2025	Exhibit A - Part 1 of Asset Purchase Agreement Filed by Christine Shubert (related document(s)1979).
1891	03/07/2002	2064	Order signed on 3/7/2002 Approving Sale Of The Assets Of The Debtors Free & Clear Of Liens, Claims & Encumbrances (related document(s)1979).
1892	03/28/2002	2086	Motion to Approve the Unit Purchase Agreement and (ii) Authorizing the Sale of Certain Common Units of Winstar Holdings, LLC to DipChip, Inc. Free and Clear of Liens, Pursuant to 11 U.S.C. Section 105(a) and 363(b)(1) Filed by Christine Schubert (related document(s)2085).
1893	04/11/2002	2144	Order signed on 4/11/2002 Approving The Unit Purchase Agreement & Authorizing The Sale Of Certain Common Units Of Winstar Holdings LLC To Dipchip Inc Free & Clear Of Liens (relates to document 2086).
1894	05/24/2002	2557	Motion to Approve an Order, Pursuant to 11 U.S.C. Section 105(a) and 363 (b) Expanding the Carve-Out Under the Debtors' Post Petition Credit Agreement Filed by Christine Shubert.
1895	06/11/2002	2629	Order signed on 6/11/2002 Expanding Carve Out Under The Debtors Post-Petition Credit Agreement (related document(s)2557).
1896	06/20/2002	2644	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 for Winstar Communications, Inc.
1897	06/20/2002	2645	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 for Winstar Wireless, Inc.
1898	06/20/2002	2646	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 for Winstar Interactive Media Sales
1899	06/20/2002	2647	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 for Winstar New Media Company, Inc.
1900	06/20/2002	2648	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 for Office.com, Inc.
1901	06/20/2002	2649	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/02 for Winstar Communications, Inc. Filed by Christine Shubert (Menkowitz, Michael) (Entered: 06/20/2002)
1902	06/20/2002	2650	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/02 for Winstar Wireless, Inc.
1903	06/20/2002	2651	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/02 for Winstar Interactive Media Sales
1904	06/20/2002	2652	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/02 for Winstar New Media Company, Inc.
1905	06/20/2002	2653	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/02 for Office.com, Inc.
1906	06/20/2002	2654	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 4/30/02 for Winstar Communications, Inc.

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1907	06/20/2002	2655	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 4/30/02 for Winstar Wireless, Inc.
1908	06/20/2002	2656	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 4/30/02 for Winstar Interactive Media Sales
1909	06/20/2002	2657	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 4/30/02 for Winstar New Media Company, Inc.
1910	06/20/2002	2658	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 4/25/02 for Office.com, Inc.
1911	07/03/2002	2685	Motion to Authorize Asset Purchase Agreement Pursuant to 11 U.S.C. 105 and Federal Rules of Bankruptcy Procedure Rule 6004 and 9014 Filed by Winstar Holdings, L.L.C.
1912	07/22/2002	2734	Order signed on 7/22/2002 Granting Motion Of Winstar Holdings LLC For Enforcement Of Order Authorizing Asset Purchase Agreement .
1913	07/24/2002	2737	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 05/31/02 for Winstar Communications, Inc.
1914	07/24/2002	2739	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 5/31/02 for Winstar Wireless, Inc.
1915	07/24/2002	2740	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 5/31/02 for Winstar New Media Company, Inc.
1916	07/24/2002	2741	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 5/31/02 for Winstar Interactive Media Sales
1917	07/24/2002	2742	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 5/31/02 for Office.com, Inc.
1918	07/26/2002	2750	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 6/30/2002 for Winstar Communications, Inc.
1919	07/26/2002	2751	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 6/30/2002 for Winstar Wireless, Inc.
1920	07/26/2002	2752	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 6/30/2002 for Winstar New Media Company, Inc.
1921	07/26/2002	2753	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 6/30/2002 for Winstar Interactive Media Sales
1922	07/26/2002	2754	Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 6/30/2002 for Office.com, Inc.
1923	07/26/2002	2756	Notice of Filing of Motion and Incorporated Memorandum for Order to Implement and Enforce Provisions of Sale Order Dated December 19, 2001 Filed by Winstar Holdings, LLC.
1924	07/26/2002	2757	Exhibits (Related document(s) 2756) Filed by Winstar Holdings, LLC.
1925	07/26/2002	2758	Notice of Filing of Motion and Incorporated Memorandum for Order to Implement and Enforce Provisions of Sale Order Dated December 19, 2001 Filed by Winstar Holdings, LLC.
1926	07/26/2002	2759	Exhibits (Related document(s) 2758) Filed by Winstar Holdings, LLC.
1927	07/31/2002	2771	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/02 (Document #2644) for Winstar Communications, Inc.
1928	07/31/2002	2772	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 2/28/02 (Document #2645) for Winstar Wireless, Inc.
1929	07/31/2002	2773	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 2/28/02 (Document #2648) for Office.com, Inc.
1930	07/31/2002	2774	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 3/31/02 (Document #2649) for Winstar Communications, Inc.
1931	07/31/2002	2775	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 3/31/02 (Document #2650) for Winstar Wireless, Inc.

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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1932	08/01/2002	2776	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 3/31/02 (Document #2651) for Winstar Interactive Media Sales
1933	08/01/2002	2777	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 3/31/02 (Document #2652) for Winstar New Media Company, Inc.
1934	08/01/2002	2779	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 3/31/02 (Document #2653) for Office.com, Inc.
1935	08/01/2002	2780	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 4/30/02 (Document #2654) for Winstar Communications, Inc.
1936	08/01/2002	2781	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 4/30/02 (Document #2655) for Winstar Wireless, Inc.
1937	08/01/2002	2782	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 4/30/02 (Document #2656) for Winstar Interactive Media Sales
1938	08/01/2002	2783	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 4/30/02 (Document #2657) for Winstar New Media Company, Inc.
1939	08/01/2002	2784	Supplemental Debtor-In-Possession Monthly Operating Report for Filing Period Month ending 4/30/02 (Document #2658) for Office.com, Inc.
1940	08/07/2002	2802	Motion to Approve the Asset Purchase Agreement and (ii) Authorizing the Sale of Debtors' Office Com and At Your Office, Inc. Assets to Thomas J. Graham Free and Clear of Liens, Claims, Encumbrances and Interests Pursuant to 11 U.S.C. Section 105(a) and 363(b)(1) Filed by Christine Shubert.
1941	09/19/2002	2910	ORDER (i) APPROVING THE ASSET PURCHASE AGREEMENT AND (ii) AUTHORIZING THE SALE OF DEBTORS' OFFICE COM AND AT YOUR OFFICE, INC. ASSETS TO THOMAS J. GRAHAM FREE AND CLEAR OF ALL LIENS, CLAIMS, ENCUMBRANCES AND INTERESTS-Order signed on 9/19/2002.
1942	09/26/2002	2932	Complaint by Christine Shubert against Citicapital Commercial Corporation, General Motors Acceptance Corporation ("GMAC"), and Lucent Technologies, Inc.
1943	10/25/2002	2997	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 7/31/2002 for Winstar Communications, Inc.
1944	10/25/2002	2998	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 7/31/2002 for Winstar Wireless, Inc.
1945	10/25/2002	3000	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 7/31/2002 for Winstar New Media Company, Inc.
1946	10/25/2002	3001	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 7/31/2002 for Winstar Interactive Media Sales
1947	10/25/2002	3002	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 7/31/2002 for Office.com, Inc.
1948	10/25/2002	3003	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/2002 for Winstar Communications, Inc.
1949	10/25/2002	3004	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/2002 for Winstar Wireless, Inc.
1950	10/25/2002	3005	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/2002 for Winstar New Media Company, Inc.
1951	10/25/2002	3006	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/2002 for Winstar Interactive Media Sales
1952	10/25/2002	3007	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/2002 for Office.com, Inc.

## EXHIBIT A

## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1953	10/28/2002	3012	Motion to Shorten Time of Trustee's Motion for an Order (i) Approving the Share Sale and Purchase Agreement and (ii) Authorizing the Sale of the Assets of Winstar Communications Co. Ltd., Wallstreet Planner Co. Ltd., and Wallstreet Law and Accounting Office Co. Ltd. to Chirdsak Kukiattinun Free and Clear of All Liens, Claims, Encumbrances and Interests Pursuant to 11 U.S.C Section 105(a) and 363(b)(1) Filed by Christine Shubert.
1954	10/28/2002	3013	Motion to Approve Sale (Share) and Purchase Agreement and (ii) Authorizing the Sale of the Assets of Winstar Communications Co. Ltd., Wallstreet Planner Co. Ltd., and Wallstreet Law and Accounting Office Co. Ltd. to Chirdsak Kukiattinun Free and Clear of All Liens, Claims, Encumbrances and Interests Pursuant to 11 U.S.C. Sections 105(a) and 363(b)(1) Filed by Christine Shubert.
1955	11/06/2002	3038	Order Granting Motion to Shorten Notice of Trustee's Motion for an Order Approving the Share Sale and Purchase Agreement, Authorizing The Sale of the Assets of Winstar Communications Co. LTD, Wallstreet Planner Co. LTD, and Wallstreet Law and Accounting Office Co. LTD, to Chirdsak Kukiattinun Free and Clear of all Liens, Claims, Encumbrances and Interests re doc #3012 signed on 11/6/2002.
1956	11/06/2002	3039	Order Granting order Approving the Share Sale and Purchase Agreement and Authorizing the Sale of Debtors Winstar Communications Co. LTD, Wallstreet Law and Accounting Office Co. LTD, Assets to Chirdsak Kukiattinun Free and Clear of all Liens, Claims, Encumbrance and Interests. re doc #3013
1957	12/09/2002	3084	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 9/30/02 for Winstar Communications, Inc.
1958	12/09/2002	3085	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 9/30/02 for Winstar Wireless, Inc.
1959	12/09/2002	3086	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 9/30/02 for Winstar New Media Company, Inc.
1960	12/09/2002	3087	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 9/30/02 for Winstar Interactive Media Sales
1961	12/09/2002	3088	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 9/30/02 for Office.com, Inc.
1962	12/09/2002	3089	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 10/31/02 for Winstar Communications, Inc.
1963	12/09/2002	3090	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 10/31/02 for Winstar Wireless, Inc.
1964	12/09/2002	3091	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 10/31/02 for Winstar New Media Company, Inc.
1965	12/09/2002	3092	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 10/31/02 for Winstar Interactive Media Sales
1966	12/09/2002	3094	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 10/31/02 for Office.com, Inc.
1967	02/27/2003	3192	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Winstar Communications, Inc.
1968	02/27/2003	3193	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Winstar Wireless, Inc.
1969	02/27/2003	3194	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Winstar New Media Company, Inc.
1970	02/27/2003	3195	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Winstar Interactive Media Sales, Inc.
1971	02/27/2003	3196	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Winstar International, Inc.
1972	02/27/2003	3197	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 11/30/2002 for Office.com, Inc.

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## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1973	02/27/2003	3198	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Winstar Communications, Inc
1974	02/27/2003	3199	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Winstar Wireless, Inc.
1975	02/27/2003	3200	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Winstar New Media Company, Inc.
1976	02/27/2003	3201	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Winstar Interactive Media Sales, Inc.
1977	02/27/2003	3202	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Winstar International, Inc.
1978	02/27/2003	3203	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 12/31/2002 for Office.com, Inc.
1979	03/21/2003	3229	Motion to Compel MOTION OF LEASETEC CORPORATION, NKA KEY EQUIPMENT FINANCE, A DIVISION OF KEY CORPORATE CAPITAL INC. FOR AN ORDER DIRECTING WINSTAR COMMUNICATIONS, INC. TO COMPLY WITH THE ORDER AUTHORIZING (I) SALE OF CERTAIN OF THE DEBTORS' ASSETS FREE AND CLEAR OF LIENS, CLAIMS, ENCUMBRANCES, AND INTEREST, (II) APPROVING CURE AMOUNTS WITH RESPECT TO CERTAIN EXECUTORY CONTRACTS AND UNEXPIRED LEASES, (III) AUTHORIZING THE DEBTORS TO ENTER INTO AND APPROVING MANAGEMENT AGREEMENT, (IV) APPROVING REGULATORY TRANSITION PROCESS AND (V) GRANTING RELATED RELIEF Filed by Leasetec Corporation, nka Key Equipment Finance, a Division of Key Corporate Capital Inc.
1980	04/07/2003	3468	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar Communications, Inc.
1981	04/07/2003	3469	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar Wireless, Inc.
1982	04/07/2003	3470	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar New Media Company, Inc.
1983	04/07/2003	3471	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar Interactive Media Sales
1984	04/07/2003	3472	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar Interactive Vestures, Inc.
1985	04/07/2003	3473	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Winstar International, Inc.
1986	04/07/2003	3474	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 1/31/03 for Office.com, Inc.
1987	04/08/2003	3497	Response to Motion of Leasetec Corporation, NKA Key Equipment Finance, a Division of Key Corporate Capital, Inc , for an Order Directing Winstar Communications, Inc. to Comply with the Order Authorizing (i) Sale of Certain of the Debtors' Assets Free and Clear of Liens, Claims, Encumbrances, and Interests, (ii) Approving Cure Amounts with Respect to Certain Executory Contracts and Unexpired Leases, (iii) Authorizing the Debtors to Enter into and Approving Management Agreement, (iv) Approving Regulatory Transition Process and (v) Granting Related Relief (related document(s)3229 ) Filed by Christine Shubert

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## APPELLANT'S AMENDED DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

1988	04/08/2003	3520	Objection to Motion of Leasetec Corporation, NKA Key Equipment Finance, a Division of Key Corporate Capital, Inc. for an Order Directing Winstar Communications, Inc. to Comply with the Order Authorizing (i) Sale of Certain of the Debtors' Assets Free and Clear Liens, Claims, and Encumbrances, and Interests, (ii) Approving Cure Amounts with Respect to Certain Executory Contracts and Unexpired Leases, (iii) Authorizing the Debtors to Enter Into and Approving Management Agreement, (iv) Approving Regulatory Transition Process and (v) Granting Related Relief Filed by WINSTAR COMMUNICATIONS, INC.
1989	04/09/2003	3544	Stipulation and Agreed Order Resolving Motion of Secured Creditor Lucent Technologies, Inc. for Relief from Automatic Stay or, Alternatively, Adequate Protection with Respect to Certain Investment and Disbursement Accounts (related document(s)[373] ) Order Signed on 4/9/2003
1990	04/10/2003	3560	Affidavit/Declaration of Service of Rebecca V. Childs Re: Docket No. 3544 (related document(s)3544 ) Filed by Lucent Technologies
1991	04/14/2003	3659	Complaint by CHRISTINE C SHUBERT, TRUSTEE against BNY Capital Resources Corporation.
1992	04/14/2003	3692	Complaint by CHRISTINE C. SHUBERT, TRUSTEE against Siemens Information & Communication Networks, Inc..
1993	04/14/2003	3693	Complaint by CHRISTINE C. SHUBERT, TRUSTEE against Siemens Telecom Networks.
1994	04/17/2003	3778	Complaint by Christine Shubert against Lucent Technologies, Inc..
1995	06/27/2003	3832	Complaint by CHRISTINE C. SHUBERT, TRUSTEE against Winstar Holdings, LLC f/k/a IDT Winstar Acquisition, Inc..
1996	07/03/2003	3839	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/03 for Winstar Communications, Inc.
1997	07/03/2003	3840	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/03 for Winstar Interactive Media Sales
1998	07/03/2003	3841	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/03 for Winstar International, Inc.
1999	07/03/2003	3842	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 2/28/03 for Winstar Interactive Ventures, Inc.
2000	07/03/2003	3843	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/03 for Winstar Wireless, Inc.
2001	07/03/2003	3844	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 2/28/03 for Office.com, Inc.
2002	07/03/2003	3845	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Winstar Communications, Inc.
2003	07/03/2003	3846	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Winstar Interactive Media Sales
2004	07/03/2003	3847	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Winstar International, Inc.
2005	07/03/2003	3848	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Winstar Interactive Ventures, Inc.
2006	07/03/2003	3849	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Winstar Wireless, Inc.
2007	07/03/2003	3850	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 3/31/03 for Office.com, Inc.
2008	08/13/2003	3900	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 2/28/03 for Winstar New Media Company, Inc.
2009	08/13/2003	3901	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 3/31/03 for Winstar New Media Company, Inc.

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2010	08/13/2003	3902	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar New Media Company, Inc.
2011	08/13/2003	3903	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar New Media Company, Inc.
2012	08/13/2003	3904	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar Communications, Inc.
2013	08/13/2003	3905	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar Communications, Inc.
2014	08/13/2003	3906	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar Wireless, Inc.
2015	08/13/2003	3907	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar Wireless, Inc.
2016	08/13/2003	3908	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar Interactive Media Sales
2017	08/13/2003	3909	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar Interactive Media Sales
2018	08/13/2003	3910	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar International, Inc.
2019	08/13/2003	3911	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar International, Inc.
2020	08/13/2003	3912	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Winstar Interactive Vestures, Inc.
2021	08/13/2003	3913	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Winstar Interactive Vestures, Inc.
2022	08/13/2003	3914	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 4/30/03 for Office.com, Inc.
2023	08/13/2003	3915	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 5/31/03 for Office.com, Inc.
2024	09/12/2003	3945	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar Communications, Inc.
2025	09/12/2003	3946	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar New Media Company, Inc
2026	09/12/2003	3947	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar Interactive Media Sales
2027	09/12/2003	3948	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar Interactive Vestures, Inc.
2028	09/12/2003	3949	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar Wireless, Inc.
2029	09/12/2003	3950	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Winstar International, Inc.
2030	09/12/2003	3951	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended June 30, 2003 for Office.com, Inc.
2031	09/12/2003	3952	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar Communications, Inc.
2032	09/12/2003	3953	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar New Media Company, Inc
2033	09/12/2003	3954	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar Interactive Media Sales
2034	09/12/2003	3955	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar Interactive Vestures, Inc.
2035	09/12/2003	3956	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar Wireless, Inc.

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2036	09/12/2003	3957	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Winstar International, Inc.
2037	09/12/2003	3958	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended July 31, 2003 for Office.com, Inc.
2038	10/20/2003	4007	Motion to Approve Settlement Stipulation with Lucent Technologies, Inc. Pursuant to Federal Bankruptcy Rule 9019
2039	11/12/2003	4026	Order Approving Settlement with Lucent Technologies Inc. Pursuant to Fed. R. Bankr. P. 9019. Order Signed on 11/12/2003 (related document(s)4007 ).
2040	12/10/2003	4070	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Winstar Communications, Inc.
2041	12/10/2003	4071	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Winstar New Media Company, Inc.
2042	12/10/2003	4072	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Winstar Interactive Media Sales
2043	12/10/2003	4073	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Winstar International, Inc.
2044	12/10/2003	4074	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ended 8/31/03 for Winstar Interactive Vestures, Inc.
2045	12/10/2003	4075	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Winstar Wireless, Inc.
2046	12/10/2003	4076	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 8/31/03 for Office.com, Inc.
2047	01/09/2004	4086	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar Communications, Inc.
2048	01/09/2004	4087	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar New Media Company, Inc
2049	01/09/2004	4088	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar Interactive Media Sales )
2050	01/09/2004	4089	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar International, Inc.
2051	01/09/2004	4090	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar Interactive Vestures, Inc.
2052	01/09/2004	4091	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Winstar Wireless, Inc.
2053	01/09/2004	4092	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 9/30/03 for Office.com, Inc.
2054	01/09/2004	4093	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar Communications, Inc.
2055	01/09/2004	4094	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar New Media Company, Inc.
2056	01/09/2004	4095	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar Interactive Media Sales
2057	01/09/2004	4096	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar International, Inc.
2058	01/09/2004	4097	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar Interactive Vestures, Inc.
2059	01/09/2004	4098	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Winstar Wireless, Inc.
2060	01/09/2004	4099	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 10/31/03 for Office.com, Inc.
2061	01/09/2004	4100	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar Communications, Inc.

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2062	01/09/2004	4101	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar New Media Company, Inc.
2063	01/09/2004	4102	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar Interactive Media Sale
2064	01/09/2004	4103	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar International, Inc.
2065	01/09/2004	4104	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar Interactive Vestures, Inc.
2066	01/09/2004	4105	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Winstar Wireless, Inc.
2067	01/09/2004	4106	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 11/30/03 for Office.com, Inc.
2068	02/03/2004	4123	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar Communications, Inc.
2069	02/03/2004	4124	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar New Media Company, Inc.
2070	02/03/2004	4125	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar International, Inc.
2071	02/03/2004	4126	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar Interactive Media Sales
2072	02/03/2004	4127	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar Interactive Vestures, Inc.
2073	02/03/2004	4128	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Winstar Wireless, Inc.
2074	02/03/2004	4129	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2003 for Office.com, Inc.
2075	03/10/2004	4139	Certificate of No Objection (related document(s)4133 )
2076	03/12/2004	4140	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar Communications, Inc
2077	03/12/2004	4141	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar Interactive Media Sales
2078	03/12/2004	4142	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar New Media Company, Inc.
2079	03/12/2004	4143	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar International, Inc.
2080	03/12/2004	4144	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar Interactive Vestures, Inc.
2081	03/12/2004	4145	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Winstar Wireless, Inc. Filed by Christine Shubert (Rennie, Sheldon) (Entered: 03/12/2004)
2082	03/12/2004	4146	Debtor-In-Possession Monthly Operating Report for Filing Period Month Ending 1/31/04 for Office.com, Inc.
2083	04/28/2004	4195	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2/29/04 for Winstar Communications, Inc.
2084	04/28/2004	4196	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2/29/04 for Winstar Interactive Media Sales
2085	04/28/2004	4197	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2-29-04 for Winstar New Media Company, Inc.
2086	04/28/2004	4198	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2-29-04 for Winstar International, Inc.
2087	04/28/2004	4199	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2-29-04 for Winstar Interactive Vestures, Inc.

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APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON APPEAL

2088	04/28/2004	4200	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2-29-04 for Winstar Wireless, Inc.
2089	04/28/2004	4201	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 2-29-04 for Office.com, Inc.
2090	05/07/2004	4204	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar Communications, Inc.
2091	05/07/2004	4205	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar Interactive Media Sales
2092	05/07/2004	4206	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar New Media Company, Inc.
2093	05/07/2004	4207	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar International, Inc.
2094	05/07/2004	4208	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar Interactive Vestures, Inc.
2095	05/07/2004	4209	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Winstar Wireless, Inc.
2096	05/07/2004	4210	Debtor-In-Possession Monthly Operating Report for Filing Period ending March 31, 2004 for Office.com, Inc.
2097	06/04/2004	4227	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar Communications, Inc. Filed by Christine Shubert (Rennie, Sheldon) (Entered: 06/04/2004)
2098	06/04/2004	4228	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar Interactive Media Sales Filed by Christine Shubert (Rennie, Sheldon) (Entered: 06/04/2004)
2099	06/04/2004	4229	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar New Media Company, Inc.
2100	06/04/2004	4230	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar International, Inc.
2101	06/04/2004	4231	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar Interactive Vestures, Inc.
2102	06/04/2004	4232	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Winstar Wireless, Inc.
2103	06/04/2004	4233	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 4/30/04 for Office.com, Inc.
2104	07/07/2004	4249	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar Communications, Inc.
2105	07/07/2004	4250	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar Interactive Media Sales
2106	07/07/2004	4251	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar New Media Company, Inc.
2107	07/07/2004	4252	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar International, Inc.
2108	07/07/2004	4253	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar Interactive Vestures, Inc.
2109	07/07/2004	4254	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Winstar Wireless, Inc.
2110	07/07/2004	4255	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2004 for Office.com, Inc.
2111	08/20/2004	4291	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar Communications, Inc.
2112	08/20/2004	4292	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar Interactive Media Sales

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APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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2113	08/20/2004	4293	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar New Media Company, Inc.
2114	08/20/2004	4294	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar International, Inc. Filed by Christine Shubert (Rennie, Sheldon) (Entered: 08/20/2004)
2115	08/20/2004	4295	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar Interactive Ventures, Inc.
2116	08/20/2004	4296	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Winstar Wireless, Inc.
2117	08/20/2004	4297	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 6/30/2004 for Office.com, Inc
2118	09/15/2004	4313	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar Communications, Inc.
2119	09/15/2004	4314	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar Interactive Media Sales
2120	09/15/2004	4315	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar New Media Company, Inc
2121	09/15/2004	4316	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar International, Inc.
2122	09/15/2004	4317	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar Interactive Ventures, Inc.
2123	09/15/2004	4318	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Winstar Wireless, Inc.
2124	09/15/2004	4319	Debtor-In-Possession Monthly Operating Report for Filing Period Ending July 31, 2004 for Office.com, Inc.
2125	09/30/2004	4340	Notice of Completion of Briefing Corrected Notice of Completion of Briefing Filed by Lucent Technologies. )
2126	10/07/2004	4343	Motion to Approve Settlement Stipulation with Lucent Technologies, Inc. Pursuant to Federal Bankruptcy Rule 9019
2127	10/25/2004	4345	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar Communications, Inc.
2128	10/25/2004	4346	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar Interactive Media Sales
2129	10/25/2004	4347	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar New Media Company, Inc.
2130	10/25/2004	4348	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar International, Inc.
2131	10/25/2004	4349	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar Interactive Ventures, Inc. Filed by Christine Shubert (Menkowitz, Michael) (Entered: 10/25/2004)
2132	10/25/2004	4350	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Winstar Wireless, Inc.
2133	10/25/2004	4351	Debtor-In-Possession Monthly Operating Report for Filing Period Ending August 31, 2004 for Office.com, Inc.
2134	10/29/2004	4352	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar Communications
2135	10/29/2004	4353	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar Interactive Media Sales
2136	10/29/2004	4354	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar New Media Company, Inc.
2137	10/29/2004	4355	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar International, Inc.

## EXHIBIT A

APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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2138	10/29/2004	4356	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar Interactive Ventures, Inc
2139	10/29/2004	4357	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Winstar Wireless, Inc.
2140	10/29/2004	4358	Debtor-In-Possession Monthly Operating Report for Filing Period Ending September 30, 2004 for Office.com, Inc.
2141	11/04/2004	4360	Order Approving Settlement Stipulation with Lucent Technologies, Inc (Related Doc # 4343)
2142	12/15/2004	4366	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar Communications, Inc.
2143	12/15/2004	4367	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar New Media Company, Inc.
2144	12/15/2004	4368	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar Interactive Ventures, Inc.
2145	12/15/2004	4369	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar Interactive Media Sales
2146	12/15/2004	4370	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Office.com, Inc.
2147	12/15/2004	4371	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar Wireless, Inc Filed by Christine Shubert (Rennie, Sheldon) (Entered: 12/15/2004)
2148	12/15/2004	4372	Debtor-In-Possession Monthly Operating Report for Filing Period October, 2004 for Winstar International, Inc.
2149	01/21/2005	4386	Debtor-In-Possession Monthly Operating Report for Filing Period Ending November 30, 2004 for Winstar Communications, Inc.
2150	01/21/2005	4387	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Winstar Interactive Media Sales
2151	01/21/2005	4388	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Winstar New Media Company, Inc.
2152	01/21/2005	4389	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Winstar International, Inc.
2153	01/21/2005	4390	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Winstar Interactive Ventures, Inc.
2154	01/21/2005	4391	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Winstar Wireless, Inc.
2155	01/21/2005	4392	Debtor-In-Possession Monthly Operating Report for Filing Period Ending December 31, 2004 for Office.com, Inc.
2156	02/04/2005	4400	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar Communications, Inc.
2157	02/04/2005	4401	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar Interactive Media Sales Filed by Christine Shubert (Rennie, Sheldon) (Entered: 02/04/2005)
2158	02/04/2005	4402	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar New Media Company, Inc.
2159	02/04/2005	4403	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar International, Inc.
2160	02/04/2005	4404	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar Interactive Ventures, Inc.
2161	02/04/2005	4405	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Winstar Wireless, Inc Filed by Christine Shubert (Rennie, Sheldon) (Entered: 02/04/2005)

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2162	02/04/2005	4406	Debtor-In-Possession Monthly Operating Report for Filing Period Ending 12/31/2004 for Office.com, Inc.
2163	03/04/2005	4428	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar Communications, Inc. (Part 1) Filed by Christine Shubert (Attachments: # 1 Part 2# 2 Part 3)
2164	03/04/2005	4429	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar Interactive Media Sales
2165	03/04/2005	4430	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar New Media Company, Inc.
2166	03/04/2005	4431	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar International, Inc.
2167	03/04/2005	4432	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar Interactive Ventures, Inc.
2168	03/04/2005	4433	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Winstar Wireless, Inc.
2169	03/04/2005	4434	Debtor-In-Possession Monthly Operating Report for Filing Period Ending January 31, 2005 for Office.com, Inc.
2170	03/31/2005	4449	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar Communications, Inc.
2171	03/31/2005	4450	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar Interactive Media Sales
2172	03/31/2005	4451	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar New Media Company, Inc
2173	03/31/2005	4452	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar International, Inc.
2174	03/31/2005	4453	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar Interactive Ventures, Inc.
2175	03/31/2005	4454	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Winstar Wireless, Inc.
2176	03/31/2005	4455	Debtor-In-Possession Monthly Operating Report for Filing Period Ending February 28, 2005 for Office.com, Inc Filed by Christine Shubert (Menkowitz, Michael) (Entered: 03/31/2005)
2177	05/02/2005	4475	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar Communications, Inc Filed by Christine Shubert (Menkowitz, Michael) (Entered: 05/02/2005)
2178	05/02/2005	4476	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar Interactive Media Sales Filed by Christine Shubert (Menkowitz, Michael) (Entered: 05/02/2005)
2179	05/02/2005	4477	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar New Media Company, Inc.
2180	05/02/2005	4478	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar International, Inc.
2181	05/02/2005	4479	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar Interactive Ventures, Inc.
2182	05/02/2005	4480	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Winstar Wireless, Inc.
2183	05/02/2005	4481	Debtor-In-Possession Monthly Operating Report for Filing Period Ending March 31, 2005 for Office.com, Inc.
2184	06/07/2005	4495	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar Communications, Inc.
2185	06/07/2005	4496	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar Interactive Media Sales

## EXHIBIT A

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2186	06/07/2005	4497	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar New Media Company, Inc
2187	06/07/2005	4498	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar International, Inc.
2188	06/07/2005	4499	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar Interactive Ventures, Inc.
2189	06/07/2005	4500	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Winstar Wireless, Inc.
2190	06/07/2005	4501	Debtor-In-Possession Monthly Operating Report for Filing Period Ending April 30, 2005 for Office.com, Inc Filed by Christine Shubert (Menkowitz, Michael) (Entered: 06/07/2005)
2191	08/01/2005	4522	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar Communications, Inc.
2192	08/01/2005	4523	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar Interactive Media Sales
2193	08/01/2005	4524	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar New Media Company, Inc.
2194	08/01/2005	4525	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar International, Inc Filed by Christine Shubert (Menkowitz, Michael) (Entered: 08/01/2005)
2195	08/01/2005	4526	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar Interactive Ventures, Inc.
2196	08/01/2005	4527	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Winstar Wireless, Inc.
2197	08/01/2005	4528	Debtor-In-Possession Monthly Operating Report for Filing Period Ending May 31, 2005 for Office.com, Inc.
2198	08/03/2005	4529	Debtor-In-Possession Monthly Operating Report for Filing Period Ending June 30, 2005 for Winstar Communications, Inc.
2199	08/03/2005	4530	Debtor-In-Possession Monthly Operating Report for Filing Period Ending June 30, 2005 for Winstar Interactive Media Sales
2200	08/03/2005	4531	Debtor-In-Possession Monthly Operating Report for Filing Period Ending June 30, 2005 for Winstar New Media Company, Inc.
2201	08/03/2005	4532	Debtor-In-Possession Monthly Operating Report for Filing Period Ending June 30, 2005 for Winstar International, Inc.
2202	08/03/2005	4533	Debtor-In-Possession Monthly Operating Report for Filing Period June 30, 2005 for Winstar Interactive Ventures, Inc.
2203	08/03/2005	4534	Debtor-In-Possession Monthly Operating Report for Filing Period June 30, 2005 for Winstar Wireless, Inc.
2204	08/03/2005	4535	Debtor-In-Possession Monthly Operating Report for Filing Period June 30, 2005 for Office.com, Inc.
2205	04/18/2001	7	AFFIDAVIT of Timothy R. Graham in Support of Chapter 11 Petitions and First Day Motions and Applications
2206	04/18/2001	21	MOTION for Order [I] Authorizing Debtors to Enter into Post-Petition Credit Agreement and Obtain Post-Petition Financing, [II] Providing Adequate Protection and Granting Liens, Security Interests and Superpriority Claims, [III] Granting Interim Relief and [IV] Scheduling a Final Hearing, [ID] INTERIM Order Signed and Located in Original Document Re: Item # 21
2207	05/07/2001	158	RESPONSE to Objections to Motion for Order Authorizing Debtor to Obtain Post-Petition Financing
2208	05/10/2001	186	TRANSCRIPT of Hearing Held 5/8/01 at 12:38 P.M
2209	05/14/2001	202	FINAL Order Authorizing Debtors to Enter Into Post-Petition Credit Agreement and Obtain Post-Petition Financing, Providing Adequate Protection and Granting Liens, Security Interests and Superpriority Claims Re: Item # 21

**EXHIBIT A****APPELLANT'S AMENDED DESIGNATION OF ITEMS TO  
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2210	06/08/2001	334	MOTION for Order [EMERGENCY] For Interim Amendment Order Authorizing Amendment of Post-Petition Credit Agreement [Filed by Pauline K. Morgan, Atty's.
2211	10/15/2002	2968	Stipulation and Agreed Order by Winstar and General Motors Resolving Motion and Memorandum for Order to Implement and Enforce Provisions of Sale Order Dated Dec. 19, 2001